Pannaiian

Gnzette.

VOL. XXXIX, NO. 83.

HONOLULU, H. T., FRIDAY OCTOBER 14, 1994-SEMI-WEEKLY.

WHOLE No. 2633.

BACK.

Center and Left Go

Rearward Under

Pressure.

The Battle Continues.

Russia Admits Big

Losses.

THE JURY FINDS BOYD GUILTY OF EMBEZZLEMENT

Counts Based Upon His Stealings While Chief Clerk of Public Land Office.

Private Bills Conveniently Paid With Public Money---Boyd Taken In Charge by Police But Released on Bail.

of embezzlement of public moneys by a jury before Judge Robinson yesterday afternoon. His conviction according to the form of the verdict em- dents of the trial when Mahaulu afterbraced all three counts of the indictment on which he was tried, which charged him with embezzlement respectively of \$675, \$2500 and \$1552.50.

This case referred only to the time when Boyd was secretary and subagent in the Land office. Whereas the aggregate amount of his embezzlements as now found by the jury is \$4727.50, the shortage discovered in the department attributed to the years in which when he went to Washington. Witness he filled that position and subsequently that of Commissioner is about \$30,000. For part of the balance Stephen Mahaulu, who was next highest officer to Boyd in both capacities, is under indictment, as Boyd himself is for other Jarge sums gone missing while he was head of the department.

For embezzlement of public moneys dy the penalty is imprisonment at hard vestigation, but so much interest was labor for a term not exceeding ten years or a fine not exceeding five times the amount embezzled. Therefore for the present conviction on three counts Boyd might be sentenced to imprisonment for thirty years or payment of a fine of \$23,637.50

THE CLOSING INCIDENTS.

Mr. Chillingworth began his closing address to the jury for the defendant at 2:45, ending at 3:36, when Attorney General Andrews closed for the Territory in an address ending at 4 o'clock. Judge Robinson's instructions to the jury were concluded at 4:29, when the jury retired to consider their verdict. ing verdict:

"We the jury in the above entitled cause find the defendant guilty as charged in the indictment."

Mr. Chillingworth noted exceptions to the verdict and gave notice of motion for a new trial,

Judge Robinson set Saturday at 10 o'clock a. m. for sentence.

of the court, fixed Boyd's ball bond on appeal at \$7000. His bail for appear- been repaid. against him was \$15,000.

from custody pending his appeal.

LAST DAYS PROCEEDINGS.

Boyd took the stand again yesterday morning, for redirect examination in his own defense. He produced his paid checks to Stephen Mahaulu amounting to over \$1500, which he said were given for the payment of his personal bills. his salary for him, while he was ab- were made sent as Washington. He was to pay. Mr. Chillingworth reminded the jury denote of dold in the Land Office soft. charges in the indicances, which so ad testes from in the amount thus or-

Edward S. Boyd, former Commission- pended. He doubted if so much of er of Public Lands, was found guilty liquors had been consumed at his house. When shown a certain receipt he stated that he had given Mahaulu his check Another statement of Boyd also figured prominently in the same way. He was telling about a check for \$581 and said \$60 of it was for a payment on land at The jury was absent only ten min- Lahaina for his wife, another sum for a certain purpose stated and the balance he could not say for what.

THE REBUTTAL.

Stephen Mahaulu, called in rebuttal by the prosecution, denied that Boyd had ever deposited his own money with him to pay his (Boyd's) obligations, also said Boyd left no money with him testified regarding a number of I. O. by Boyd which, in any of the cases,

On being shown a receipted bill, Mahaulu at once said that Boyd gave him a check for that bill. It had been left the other exhibits shown. He told Deputy Attorney General Peters about it by an officer having their legal custo- | when that official was holding an inbeing taken in the I. O. U.'s, etc., that his remark was not noticed.

Mr. Chillingworth cross-examined him long and severely on this item. Maed the incident, said "there was no stenographer there" on that occasion, as there had been at another investigation of the matter. Mr. Chillingworth harassed the witness about it until at length the Attorney General raised the objection, which was sustained, that is becoming more violent, the question had been asked and answered repeatedly.

Mahaulu, being questioned on the bunch of Boyd's checks, singled out one They returned at 4:30 with the follow- for \$60, saying that was a payment on land at Lahaina for Mrs. Boyd. This was a contradiction of Boyd's evidence that the payment in question was included in the \$581 check.

Mr. Andrews produced a large money bag containing pieces of paper, which Mahaulu identified as the receptacle for I. O. U.'s and the like kept in the Land Office safe. Witness was asked to look Judge Robinson, after a conference through the contents of the hag and see with the Attorney General and Mr. if there were any other I. O. U.'s be-Chillingworth following adjournment longing to Boyd the amounts of which had come out of public funds and never

ance for trial under all the indictments Mr. Chillingworth objected to evidence on the subject unless the prosecu-Boyd obtained a bond in the sum of tion filed every paper as an exhibit. \$7000, with George H. Robertson as sure- The objection was sustained. Mr. Anty, early last night and was released drews did not consider the matter of sufficient materiality for all that trouhie and withdrew the sack. Mr. Chillingworth made sareastic remarks on the "dramatic display," and the court instructed the jury to ignore the bag

THE CLOSING ARGUMENT

Shortly after the court resumed at 2 Mahaulu acted as his agent, drawing J. H., the closing arguments to the jury

Mrs. Hoyd \$125 and expend \$25 more that they were the sole judges of the for paying small bills, the balance to facts and that the defendent was being he applied to lifting defendant's evi- toted by them exclusively under the Among these existences exhibited by the cased him of emberging three specific promobiles the previous day were some rame of money from the Territory of Higgs grove hills, and of these Mays' Hawall. The syldence had shown them now restrict that Makauta had speciely that a great deal of immunes existed comminmed on Page h.



GENERAL OKUSAKI AND STAFF. THIS GENERAL DEFEATED COUNT KELLER'S ATTEMPT TO RETAKE THE MOTIENLING: THE BUILD-ING IS THE TEMPLE OF KWANTU, CLOSE TO THE SCENE OF THE BAT-

(ASSOCIATED PRESS CABLEGRAMS.)

his left wing has been ordered back to the main position. The center has been forced back. Russian losses are considerable. Kuropatkin stays in the thickest of the fighting.

A JAPANESE VICTORY.

LONDON, Oct. 14.-The press regards the battle as a Japanese victory.

BATTLE STILL ON.

MUKDEN, Oct. 14.-The battle is still in progress.

JAP CRUISERS ACTIVE.

TSINGTAU, Oct. 14.-Ships arriving report having been lying around the office and got in among stopped by Japanese cruisers off Chefoo and this port.

AFTERNOON REPORT.

TSINGTAU, Oct. 13 .- The German steamer Emma, coal ladened, is attempting to run the Port Arthur blockade. The Russians are offering fabulous prices for cargoes.

haulu, when asked how he remember- against the right of Kuropatkin and are attempting to turn the Russian flank. The War Office is not very confident over the outcome of the present battle.

ST. PETERSBURG, Oct. 13.-General Stoessel reports that took up the "stenographer" matter and the Russians from the Port Arthur garrison have recaptured Signal Hill from the Japanese and the bombardment of the interior forts

TOKIO, Oct. 13.-The battle of Mukden continues with in-



E. B. BOYD. THE CONVICTED EMBEZZLER.

creased fury. The forces engaged exceed those in the battle before ST. PETERSBURG, Oct. 14.—General Kuropatkin reports that Liaoyang. General Oku's forces have captured 25 Russian guns, Continued Japanese successes are reported.

CONSULAR DETAILS OF THE FIGHTING IN THE NORTH

Washington, Oct. 13th, 1904.

To Japanese Consul, Honolulu.

Marshal Oyama's report runs as follows:

Near Pensiho the enemy's counter attacks from all sides were entirely repulsed. On Wednesday our right army sent one detachment to Shikiatotze eight miles north of Pensiho to cut the enemy's retreat. The central and left columns of our right army occupied on Wednesday several eminences in the northeast of Yentai mines, and are now vigorously pursuing the enemy. Our central army commenced operations on Tuesday night and gained on Wednesday morning the heights a few miles east of Yental, capturing two field guns and eight ammunition wagons, and while pursuing the enemy captured also field guns with ammunition wagons numbering eleven ST. PETERSBURG, Oct. 13.-Oyama's forces are advancing at Sanhuaishishin besides 150 prisoners. Pursuit by our right and central armies is progressing successfully, and on Wednesday the enemy's detachment with artillery being enveloped they were panic stricken at a place twelve miles east of Yentai, while the rest were retreating northward in disorder. Our left army, since Tuesday night, was continuously attacking the enemy posted near the railway within ten miles north of Yentai. The central column of our left army, after repulsing the enemy's strong force, occupied Lantzchies, five miles northwest of Yentai on Wednesday afternoon, capturing sixteen guns. Thereupon we immediately pursued, the enemy retreating in disorder. We captured four more guns. During the pursuit, the enemy twice made a desperate counter attack, but was each time repulsed with heavy losses. The right column of our left army, while pursuing the enemy near Shilihs, captured five guns and five ammunition wagons." TAKAHIRA.

> The significance of this dispatch can only be realized when it is shown by comparison of reliable maps that the Japanese are facing the Russians in a line across about seventy-five miles of difficult country and that the great attempt of the Russians to cut the lines of Kuroki's communication with supplies coming from the Yalu river has been defeated. The Russians sent a force to Pensiho to cut these communications. Pensiho is a town thirty-five miles due east of Liaoyang and is on the road over which all of Kuroki's supplies would have to pass. This point is directly in Kuroki's rear. From here one road runs through Motien Pass to Liaoyang while another goes northward through very difficult country to Mukden, traversing the mountains in which the Yentai coal mines

> While cables of a week ago were to the effect that Mukden would soon be evacuated by the Russians this dispatch shows them to be fighting at points twenty-five or thirty miles south of Mukden and over fifty miles to the southeast.

WHY THE BALTIC FLEET IS SAILING FOR THE FAR EAST

ST. PETERSHURG. October E. E, and several fains plants, it is believed in - Announcement is made that that the aquation is at last on the Emperor Nicholas will ying Rayal on aya of its departure upon 3ts long Tuesday to bid foremed to the Public Journet A division in the Admirally aquadran. After months of preparation? Commitment on prope 23

BOYD IS **ACCUSED**

By S. Mahaulu In Open Court at the Trial.

(From Wednesday's Advertiser)

E. S. Boyd, former Commissioner of Public Lands, now being tried in Judge Robinson's court for embezzlement of public moneys, was yesterday accused in open court by Stephen Mahaulu, former sub-agent for the Fifth Land District, of having converted to his own use \$2500, the cash proceeds realized on T. H. Davies & Company's check which had been presented in payment on a lease held by the firm.

The accusation was made suddenly and following it there was a moment's No one spoke, the jurors riveting their attention on the witness as if waiting for more developments of

Mahaulu stood pat on his statement and could not be shaken in it. It was the first time that any public tangible accusation has been filed, and coming from such a witness has an important bearing on the prosecution of

The following jury was filled out yesterday morning to try the Boyd case: Percy Lishman, Chas. P. Osborne, J. J. Sullivan, L. C. King, Willard E. Brown, J. C. Cohen, Patrick Ryan, Norman Watkins, Harry A. Wilder, Wm, T. Erving, J. R. Moniz and C. J.

Attorney General Andrews appeared for the Territory, assisted by Mr. Fleming. S. F. Chillingworth appeared for the defendant Boyd. Jacob F. Brown, former Commissioner of Public Lands, was the first witness put on the stand by the prosecution. The Attorney General filed in evidence two receipt books for 1900 and 1901. also introduced receipt No. 302 marked Exhibit C, bearing Boyd's signature, dated September 29, 1900; receipt for \$675, marked Exhibit D, dated March 5, 1901, Kaneohe Ranch Co., to Commissioner of Public Lands; receipt \$1552.50, marked Exhibit E, dated March 5, 1901, Hamakua Mill Co., to Commissioner of Public Lands; all receipts signed by Boyd.

At the afternoon session Mr. Brown was cross-examined by the defense. In answer to a question he said he believed Mahaulu had the combination to the safe as well as Boyd. When Boyd went to Hawaii in connection with Olaa land leases, Mahaulu took up Boyd's duties in the office.

M. T. Lyons, at present sub-agent for the Fifth Land District, and chief clerk in the Land Commissioner's office, brought to the witness stand the lease books of the office, which were offered as exhibits. The Attorney-General called for several specified leases bearing on the Boyd case. The first was lease 475, to Haiku and Pala plantations, Maul, entered September 30, 1893, to expire September 30, 1916. The amount of the lease calls for \$2,500 per annum payable semi-annually, as did all subsequent leases; lease payments due September 30 and March 30; lease No. 520 Hamakua Mili Co., made May 18 1899 for 15 years at \$1005 per annum. payable May 18 and November 18.

John Waterhouse, treasurer for Alexander & Baldwin, testified as to a check issued by his firm to the Commissioner of Public Lands for leases held by the Haiku Sugar Company, dated September 29, 1900, for \$2500. The check was made out by the cashier and presented for payment, for which

the company holds a receipt.

George F. Davies, director of the T. H. Davies & Co., Limited, was shown a check, marked Exhibit F. He was also shown a receipt.

"I received this receipt," said he, "when I was acting as cashier for Da-vies & Co. It has been in possession of our firm among our vouchers ever since. I received it from Mr. Maha-ulu."

"Did you pay him the money?" "Yes, and received a receipted bill; I paid him by check."

This check was for \$1552.50 and was dated March 6, 1901.

"Mr. Davies, was there not another demand made on you for this same sum of money?" inquired the Attorney

"Yes, upon the cashler." C. Bolte identified a receipt given by him on behalf of the Kaneohe Ranch Company to the land office for pay-

ment of lease MAHAULU ACCUSES.

Stephen Mahaulu was then called. Commissioner Brown, Mahaulu was imprisonment for one year clerk under Boyd. On the latter's promotion to the Commissionership, sit, judgment for plaintiff for \$4.40.

Mahaulu went up one notch, taking Hong Quon vs. O. Yamaoku, judg-Boyd's old place.

Attorney Hawlins at this juncture arose and said he represented Meha-ulu, who was under indictment for embegglement, and asked that the judge instruct the Witness not to say anything that would incriminate him

Exhibits C. D. E and P were shown

"The man sens down to Device & Cu. to confine the total forms for the Cu. to confine the total forms for the Cu. to present the total forms for the Cu. to present the total form to the control of the minimum entropy of this remedy for principles the count is the affice for the Cu., first-cities and the count is the affice for the Cu., first-cities and country to the country of the control of the Cu. to the country of the Cu. to the country to the Cu. to the

Who had charge of the combination to the sefe in Beptember, 1900, to

March, 1903.7 There are two combinations one to he outside safe and one to the inside oor. I had the combination to the utside, and Mr. Boyd had the com-

mation to the inside door. I paid ver all meneys to Bord." Cross-examination by Mr. Chilling-

You are charged, Mr. Mahaulu, with a series of stealings from the govern-ment, are you not," inquired Mr.

Chillingworth. Attorney General Andrews was on his feet in an instant with an objection, and asked the court to protect the witness from such questions. The objection was sustained. Mr. Chil-lingworth said he desired merely to test the credibility of the witness.

"You got a check from Davies & " pursued the attorney.

Yes, sir. 'What did you do with it?"

"I took it to the office."
"What else after that?" "I took it and stamped it with the office stamp and then attached my signature to it. I then went down town and got the money."

"Was Boyd in the office when you stamped the check?"
"He was. He had told me that all

drafts and checks payable to bearer I could attach my signature and get them cashed.'

"Did you tender your services as a witness in this case against Mr.

"No, sir, I was subpoenaed."
"When?"

"Today." Then ensued considerable parley over Mahaulu having gone to Davies to identify his signature on the check and receipt, it being finally shown, however, that Mahaulu had not been asked to do so, except by his own attorney, and voluntarily offering to do so for the attorney general on Monday.

"The whole matter was to see whether I had the money or Mr. Boyd, said Mahaulu finally." "But I know that Mr. Boyd had that money." This was said with emphasis.

Territorial Auditor Fisher was called to the stand, but at this point the court adjourned until 9:30 this morn-

The "Little Joker Tobacco" case was on hearing nearly all day in Judge

Gear's court yesterday. Henry Smith, administrator of the estate of Kekle Amara, has filed an inventory of the estate showing realty in Kawailoa-kai, Waialua, Oahu, the wet land portion being under an annual rental of \$200 and household furniture. Defendant in the case of The Portu-

guese Mutual Benefit Society vs. Mary Ann Kahanamakai has filed a general denial to plaintiff's declaration. Charles Phillips, administrator of the estate of Henry Congdon, deceased, has

filed notice that he will present his return of sale of real estate made under order of court, on October 12, at 9:30 Defendant German Savings Bank of

San Francisco has filed a demurrer to the complaint of plaintiff in the foreclosure mortgage case of Sister Albertina vs. Prince David, Prince Kuhio, et al., making a general denial.

Defendant in the ejectment case of amuel Savidge, trustee, vs. Mary Bertlemann has filed a demurrer and alleges that the plaintiff's declaration is ambiguous, in that it does not state what title or what character of title in the land is claimed by the plaintiff. The defendant asks that the case be

bond in the sum of \$4,000 as Commissioner in the foreclosure of mortgage procedings of H. Hackfeld & Co., Ltd., vs. W. C. Achi, Kapiolani Estate, W.

R. Castle and J. M. Monsarrat.

A deficiency judgment has been or dered by Judge Robinson against defendants in the case of the First American Savings Bank vs. Mary J. and A. A. Montano, for \$1899.

Defendant in the case of Mary Buckle vs. S. Ahmi has filed a general denial to plaintiff's declaration. The defense intimates it will rely upon the statute of limitation to prove its case

APPEALS FROM

Appeals to the Circuit Court from the District Court were filed yesterday as follows:

B. T. White vs. M. R. de Sa. assumpsit, judgment for plaintiff for \$234. Tax Assessor vs. T. A. Hays, defendant, W. W. Hall, garnishee, judgment

for plaintiff for \$76.05 (income taxes). Territory of Hawaii vs. Henry Romero, charged with vagrancy, sentenced

to imprisonment for one year. Territory of Hawaii vs. Jose Reviera, While Mr. Boyd was chief clerk under charged with vagrancy, sentenced to

W. S. Noblitt vs. J. W. Blet, assump-

ment for plaintiff for \$150.33. E. G. Perreira and E. A. Douthitt va Frank Lu-swicko and Minna Lucewicko. anympail; judgment for plaintiffs for \$129.70 representing amount said for as

Harvid Jeffs, vs. Homololu Mapel The Davis funcipi and which were los returns in screet a transfer prof Phones the Witness.

"This yes the accept a franch prof. from the accept a franch prof. from the accept as franchis accept the acceptance and the acceptance acceptance.

REPUBLICAN RALLIES IN THE CITY LAST NIGHT

Two Spirited Meetings Which Were Addressed by Candidates and Others---The Wine Issue Catches On Among the Portuguese.

(From Wednesday's Advertiser.)

at the Republican rally held in Roosevelt Square, the vacant lot between the Hawaifan Electric Company's building and the Occidental hotel. A band played before the meeting and when the speakers got into action they made things hum. A crowd of rowdies and some Home Rulers and Democrats raised a disturbance throughout the meeting, some of the speakers being almost forced to leave the stand on account of the volley of jokes and catcalls that was directed at them, Towse was the presiding officer and conducted the meeting well. Lilikalani was a prime favorite and held the attention of his audience throughout. He spoke in Hawaiian but his gestures were so apt and his manner so pleasing that it was an enjoyment for even those who do not understand the language to listen to him. His speech was one continuous ovation. E. W. Quinn was also popular with the crowd and was called for several times before his turn to speak came.

The first speaker was Carlos A. Long. He made a good address speaking of the Republican party as one that had fulfilled its promises. He scorned the idea that the Republicans had held back the spending of \$1,000,000 of the loan fund in order to use it as a campaign fund by employing men just before election. He showed how long it took to advertise for bids and to get the material around the Horn, "I be-lieve in county government," he said. "I believe that is the uplifting of the Hawaiian people. I don't believe that they understand the present system." himself as in favor of a law allowing wine to be made. "Hawasians like you? wine," he said, "even in preference to and t

home industry." Mr. Lilikalani was the next speaker burst of cheering. His speech was in their resignations as a matter of pro Hawaiian and was frequently punc- tection of the people (groans from the tuated with shouts of "pololel" and Democratic ranks). other approving terms from the audithe one, nevertheless he was of the opinion that he would be elected with

all his colleagues. E. Faxon Bishop said that this was platform you know what he stands for but if an independent he is one who is going into the legislature for his own interests and not for those of the peo ple I won't call Mr. Brown hard name, but I will say that he is playing the act. He was fairly beaten and now he is not man enough to take his own medicine." Bishop devoted the rest of his speech to the candidates of the party.

W. W. Harris made a rattling good speech. He said in part:

"The Democratic platform sounds like a letter from Kuropatkin. It is all regrets. They regret that the Repub licans are in power, that the loan bill was passed, they regret that they are not spending the loan fund and that DISTRICT COURT the Republicans passed the citizen labor Harris soaked the Democracy for their opposition to the cutting of salaries in the work of retrenchment and pointed to the fact that all the business firms had been forced to cut

new county act was being considered. There was something doing just night lauken then stated, he said, that it would be no use to refer the bill to the legislature for the influence of the business community was against counties and they controlled the legislature. He quoted laukea as saying that he was get action on Hawaiian bills which had for County Government not because it was best but because the people wanted it and they should be given it as a reward for the independence that they had lost.

and he waxed very humorous in the was convulsed when he shouted, "Why it is governed by the Republican party. We thought that you were dead

Frank Andrade spoke in both Engence. He spoke first of the ticket and lish and Hawaiian, receiving generous then of the improvements made under applause. His speech was clear-cut and Republican administration. He out-lined the platform and eulogized Presi-ture. He pleaded for a straight ticket. dent Roosevelt and Governor Carter. Senator W. C. Achi was the next speak He said that if a portion of the com-munity wanted to make war on the cans were put in power that a bill would administration it was all right but that be introduced allowing wine to be made he thought that it was composed of as in this Territory. He made an appeal good men as could be found in any to the Portuguese on this issue, sayland. He said if anyone was to be ing that it would open up a great in-scratched from the ticket let him be dustry to them. His remarks were greeted with evident satisfaction.

Mr. Bernard Kelekolio, the "boy ora-tor," was the next speaker. He spoke in both Hawatian and English as his dismissed. Frank Bertlemann makes his first appearance in politics. He had a similar answer. his first appearance in politics. He had a predecessor had done, and made an eloquent address on the past of the M. T. Simonton, as principal, with substance: "Beware of free lances.

J. F. Morgan, as surety, has filed a When a man is standing on a party future. Mr. Frank Camara and E. W. 18—Walther. Quinn made brief remarks and the the party, Governor and the candidates

SPELLBINDERS ON

A large and enthusiastic gathering of Republican out-of-door meeting held streets. A cordon of torches was erected in an empty lot adjoining the street and within this was raised a platform from which the speakers addressed the audience.

A Hawaiian glee club was present which sang campaign songs as well as salaries also. He also quoted laukea's Hawalian melodies, this feature being speech made when the calling of an-accentuated by a young man who had other session of the legislature to frame, the hula habit badly, creating consid-

COMPANION'S. MARIA

AND RAMON TORRES

COLLONA

lican delegate be sent to Washington, to last session. Dowsett said he was entitled as much "Jim" Quinn was the next speaker, as any Hawalian born.

course of his remarks. The audience is the United States the greatest country under God's green earth? Because We have three candidates for delegate," he continued; "if we sent a Republican the men in Congress will say, 'What do you want?' and he will say, 'A naval station at Pearl Harbor, improvements at Pearl Harbor and fortifications at Kaimuki.' Then the congressasked the people to give them an opmen will say, 'Oh yes, we know all about Kalmuki, for the Kalmuki Improvement Association has kept us petent. He spoke of the Hawaiian lanposted, and we know that Judge Gear guage bill introduced by Kuhio in Conlives at Kaimuki and that some hostile tleet might sneak around past Diamond Home Rule statements concerning it Head and shoot the horns off of Judge Gear's pet cow, and so you go to the ways and means committee and they will give you the fortifications to protect the cow and incidentally the islands.' But if you send a Democrat they will say, 'We are too busy with the Republican districts to give you anything, so we can't send you down to the ways and means committee, but you go down and find some nice little Long made a plea for the making of Promotion Committee and have a nice wine in this Territory and expressed time in Washington.' Or if we sent a they should stop and consider what they are about to do. They were to Home Ruler they would say, 'Who are bills and appropriations for the next two years. This was important and they should be in accord with the adand they would telephone for copies of Instead of paying our money the Chicago Lakefront and the Bufto the States for wine let us have a falo Breeze to find out who this fellow was and would send him away empty handed." Quinn praised the Governor and was greeted by a tremendous out- for making his appointees give him

F. WOODBRIDGE WAS ARRAIGNED

Frank Woodbridge appeared in Judge Gear's court yesterday morning where four indictments were read, charging him with embezzlement in each case. people was present last night at the His attorney, Frank Thompson, requested that the defendant be allowed at the corner of Liliha and School until Monday to plead. The request was granted.

There are sixty Porto Ricans in Oahu

"GREEN SICKNESS"

The unhealthy complexion of green sickness is changed to the rosy blush of good health by Scott's Emulsion.

Green sickness is one of the forms of blood disease found in young women. The change from girlhood to womanhood often upsets the nervous system, weakens digestion and throws the bloodmaking organs out of gear,

Scott's Emulsion puts new heart into pale girls. It tones up the nervous and digestive system, and feeds the blood. It is a natural tonic.

Remember that 30 percent. of these cases go on into consumption unless prevented, Scott's Emulsion prevents consumption,

WA'T and you a mouth feet open request. MIGHT IS BUT IS E. My Frat Hand, Man Kinds

John C. Lane, candidate for senator, presided, He proved his ability in this respect by introducing the speakers with wittleisms. Issue sherwood acted OF GALLOWS

with wittlelams. Issae Sherwood acted

Among the speakers were J. M. Dow-

sett and E. Faxon Bishop, candidates for the Senais, and F. T. P. Water-

ouse, Oscar Cox, Sol. Mahelons, Kaawala and Kalelopu, candidates for the

Mr. Dowsett said he came up to the meeting just to place himself on ex-

hibition before the people to show then who "Jack" Dowsett was and to let them hear words of wisdom from his

thought it would be best for himself

and the whole race of Hawalians. It

was the party of truth, the party of progress. Without the protectionist policy of the Republican party on the

mainland the people in the islands had

better prepare to be starved. It was

necessary as the United States Senate

was to be Republican, and in all prob-

ability the House also, that a Repub-

had their first introduction in Congress

Born on the soil of Hawaii nei, Mr.

for support in his race for the Senate

Sol. Mahelona said if elected to the

legislature he would place himself in

the position to carry out the wishes of

Oscar Cox said he was neither a rich

nor a poor man, but he was a working

man. He was not running on the ticket

merely for the honor of becoming a leg-

islator, but because he would hope to

represent the people of his district there

faithfully and true. Remarks had been

made that some of the members on the

ticket were not fit. For that reason he

portunity to show that they are com-

gress, saying that the Democratic and

Kalawaia said that he was young, but

he was living to learn. He had, since

leaving school, studied and been given

a good position by his present employ-

ers and he believed they had confidence

in him. He hoped this would put him

before the people in a way to bring

Fred Waterhouse said that before vot-

ers cast their ballots next November 8

elect legislators who were to pass the

ministration. He asked the support of

the voters for himself and the entire

Maui's Registration.

on Maul is as follows:

Precinct:

The corrected list of registered voters

9—Hamakuapoko 240

were a tissue of lies.

him their votes.

the party and his constituents.

He said the reason he had joined the Republican party was because he

Jose Miranda Has Death Sentence Passed.

(From Wednesday's Advertiser.)

The gibbit, the noose, the black cap, the springing of the trap and death by hanging is to be the fate of Jose Miranda, the murderer of S. Edward Damon, Judge Gear yesterday morning sentencing the man to be executed. The matter is now in the hands of the Governor to set the date for the last

Judge Gear's sentence was brief and concise:

"Jose Miranda, it is the sentence of this Court that you suffer the penalty of death-that you be hung by the neck until you are dead-and may

God have mercy on your soul."

The prisoner for the first time betrayed an anxiety as to his fate, for in voluble Spanish he rapidly spoke in favor of a life imprisonment,

The sentencing of the prisoner attracted a large crowd to Judge Gear's courtroom. Miranda was brought to the room by detective McDuffie. When a Spanish interpreter was found, Miranda was brought before Judge Gear. The latter leaning over on his desk, addressed the pri-oner:

"Jose Miranda, the Grand Jury of the Territory of Hawali drew an indictment against you charging you with the crime of murder in the first degree for having killed Samuel Edward Damon. You were thereafter duly ar-raigned and tried on a plea of not guilty before a fair and impartial jury in this court, the court being legally constituted. You were assigned for *************************



MIRANDA THE CONVICTED MURDERER OF S. E. DA-

*************************** most learned members of the bar and were by them faithfully and ably defended. The jury after due consideration returned a werdlet finding you guilty of murder in the first degree and on that verdlet the law inflicts the punishment of death." As the words of his honor were trans-

lated to him the doomed man paid strict attention, once or twice nodding his head slightly as if in token that he understood,

"Have you anything to say as to why sentence should not now be passed on you?" asked the judge. The statement was translated into

Spanish for the benefit of Miranda, who replied that he was drunk at the time. He added that the jury might have found him guilty but he did not find himself guilty. The judge replied that was a matter for his own conscience, between himself and his God. The court then pronounced his sen-

Miranda at once became active. He said he was not satisfied and asked to be sent to prison for the remainder of his life.

Judge Gear said this was impossible, but he had at least two weeks before the date of the execution would be set, during which time the prisoner could make his peace with his Maker.

Miranda was then returned to Oahu

Prison, and a death watch was placed over, to remain with him until the day he is executed. Last night he was lying on the floor of his cell with his head close to the grated door where lantern-light fell upon it. The warden asked him how he was getting along and in a faint voice he said "Very well." Miranda begins to feel lile post-



TOILS ARE TIGHTENING ABOUT EDWARD S. BOYD

Confronted With Damaging Testimony In Writing ... Private Bills Paid By Public --- Anxious About Auditor's Movements--- A Cipher Code.

(From Thursday's Advertiser.) (Front of paper in E. S. Boyd's handwriting.) "INTENTION.

"Should Auditor come in to check, and if no questions asked everything

"If anything turns up and they doubt your explanation "If checking satisfactory

(Back of paper in S. E. Mahaulu's handwriting.)

"This is intended for this reason. Mr. Boyd is about to go to Hawaii & if during his absence my books should be experted I have to Telegram to him as per directions."

"The New Willard.

"Washington, D. C., March 6, 1902. "My Dear Steve: I have not heard from you folks yet-What is the matter. Say Steve, you send me \$500 .- per draft from Bishop & Co. payable on the Bank of California and send the same to my address and in care of Mr. Franklin H, Day, Masonic Temple, San Francisco, and drop a note to him to hold it for me. I may not need it, at any rate I don't want to be caught in a mire. I tell you Steve it cost money to live here, and that is all I can say. Do this favor for me. I will know by Monday when I will be able to start for home, and I hope that to be damned soon.

"My regards to all the office staff,

elf.
"Your very truly.
"NED."

Amongst a perfect shower of exhibits with which Attorney General Andrews surprised E. S. Boyd and his counsel yesterday afternoon, in the course of cross-examining the defendant upon the stand in his own behalf, the two foregoing pieces of documentary evidence are among the most strik-

Scores of other exhibits presented on the same opportunity consist of E. S. Boyd's receipted private bills and notes of hand, his I. O. U.'s and 'memorandums" that he said were not I. O. U.'s-all of which he categorically acknowledged had been paid out of Land office moneys belonging to the Territory of Hawaii. These acknowledgments, too, were made by Boyd in answer to cross-questions bearing upon his sworn statement, on examination-in-chief by his own attorney, that, after the B. H. Wright incident in the Public Works Department, the practice of advancing money to officers of the Public Lands Department on I. O. U.'s or otherwise against their salaries had been stopped.

The evidences of debt in question, if here printed in fac simile, would cover several pages of the Advertiser. They represent some thousands of dollars paid on E. S. Boyd's private account out of the public money of the Territory, the payments extending over a period beginning in 1901, when Boyd was secretary, and ending in 1904, when he was Commissioner of Public Lands.

Many spectators were in Judge Robinson's courtroom at the height of the divulgences, jurors released from other courts having flocked in, and the sensation created was intense.

Boyd's present trial is upon the indictment charging him with embezzlements while he was secretary of the Land office and sub-agent for the fifth land district. Other indictments for the time that he was head of the department as Commissioner are still

STATEMENT OF DEFENSE

Mr. Chillingworth, when the prosecution had rested at 2:53 p. m., made a brief statement of the line of defense to the jury.

propose to show you," counsel said, "that in the Land office there was a much mixed up custody of money, that different persons were in posses sion of combinations of the safe, that there was no particular person to collect and receipt for money, that the defendant was absent from the office much of the time covered by this com-We purpose showing that Stephen Mahaulu, the only material witness for the prosecution, was under arrest charged with the embezzlement of moneys in the Land office; also that this case against Mr. Boyd is given precedence over many other cases entered prior to it on the calendar, Further, we will show that the stamp and signature on the receipts exhibited by the prosecution were put on as a mere-

ly perfunctory proceeding." Mr. Chillingworth then began calling witnesses, whose testimony is reported in its order below.

MORNING SESSION.

J. H. Fisher, Auditor of the Territory, identified Boyd's receipts for salary as sub-agent and secretary of the fifth land district from Esptember, 1900, to March, 1901, inclusive, at \$175 a month. The payment of rent for Haiku Sugar Co., \$250, made by John Waterhouse of the office of Alexander & Haldwin Ltd., as shown by defendant's receipt entaged in the Land Office books. The amount was not deposited in the Transmy. Witness knew this excess of its receipts was shown by its the Hawailan Islands. cause if it had been deposited the Land office cash book would have haustive examination of the books of clerk of the Land collect many deposited than was the Land office. He had excitance for general, everybody could do anothing shown more money deposited than was the Land office. He had excitance for general, everybody could do anothing shown more money deposited by the first office. The had excitance for general, everybody could do anothing the had excitance for the first office require; such clerk could be one en the official receipt aboutd have been

"TELEGRAM.

"Received mall-will reply.

"Received mail-No reply required

"Received mail-reply unnecessary.

stub. There was no record of the de posit of this \$2500 up to June 30, 1904. Witness testified regarding the payment of rentals by C. Bolte, \$675, and by Hamakua Mill Co., \$1552.50, shown by receipts exhibited. The Land Office eash book was in the handwriting of Edward S. Boyd. Finally he was asked by Attorney General Andrews:

"From your examination of the books of the Treasury and of the Land Office have any of these three sums been paid into the Treasury?"

'No, sir." was the answer. Mr. Fisher identified a letter to his predecessor, H. C. Austin, giving a list "I want to refresh your Did not Mahaulu come into the office after being arrested and tender his ser-

vices?" Mr. Chillingworth asked.

"I don't think he did. He did no come there at my invitation. I think he came in consequence of a conversation he had had with Mr. Pratt. I canno say what that conversation was. He did talk of some matters under investigation. I don't believe he was there more than one day, about half an hour one morning. He gave me no particular information. His information was of no particular use to me, as all the information I got was in checking up the books. This showed me that certain payments of leases were abandoned. The subject of conversation generally was the books of the Land Office, why the general lease book had been discontinued. Had at that time discovered nearly all the matters and things about which I have testified this morning. May have asked Mahaulu one or two questions about what I had discovered. Did not have much conversation with Mahaulu while he was there in the office; had none at any time subsequently. Previous to Mahaulu's coming I had Pratt with me and we knew of the defalcations from the absence of entries. I had a list. All that was left was to compare this list with the accounts of the leaseholders. When Mahaulu came in I asked him something about the books. Had very little conversation with him. It was intimated to me that Brown probably come into the office that morn-

J. L. Horner, a Circuit Court steno grapher, was next called. He was present at a conversation between Mr. Boyd and Mr. Peters (Deputy Attorney General), in the Executive building, in a little room off Secretary Atkinson's of-

Mr. Chillingworth checked the witness from answering a question as to what

the conversation was, saying: "I think the court should scrutinize with great care those star chamber investigations held for the purpose of ob-taining evidence." He thought it should first be shown that the defendant had been warned before the conversation that what he said might be used in

evidence against him. did not know any rule of law which required a person making a voluntary statement to be cautioned.

Mr. Chillingworth said this was not an investigation held in defendant's own department, but one by the prosecuting officer with a stenographer present, for the purpose of obtaining vidence. He thought he gould produce authorities to show that where a trap had been laid the evidence was not admissible unless the person had been warned. The evidence offered was a surprise to the defense. It might be taken subject to motion to strike it out after he produced authorities.

Robinson said the Judge would be done then, as it would be hard to disabuse the minds of the jury from the effect of a confession.

Mr. Chillingworth said it would take some time to look up the books and spoke of being somewhat handicapped by the withdrawal of Mr. Dunne.

Mr. Andrews referred to the strong objections counsel had raised to delay at the outset as inconsistent with the quest for time in the midst of the

'Mr. Attorney General," the court remarked. "these recriminations generally bombast. Mr. Chillingworth, how much time do you want?

Mr. Chillingworth thought he could not very well look up the authorities on such an important point before 12

o'clock. The court at 10:55 took recess until 2

of the officers of the Land Office, which was signed by E. S. Boyd, secretary, Cross-examined by Mr. Chillingworth, Mr. Fisher said he based his statement that the moneys had not been paid into the Treasury on the system of duplicate eccipts kept between the Auditor's and the Land offices. One copy of the re-ceipt was kept by the Auditor. Deposits were shown by the Auditor's books, No deposits made by the Land Office in subsequent for the fifth land district of rash book. Witness had made an ex- fixed rule regarding the duties of the baustive examination of the books of vierk of the Land Office, rules were

No. 500 in the blank receipt book. No. Micharly about the accounts one day, work and was expected to help to the 500 receipt, shown by the ethnice, was He found they had been keeping a londer general work of the office. The cash still black and not detached from the ledger, an account of each lease or book was kept by witness, the detail

leaves they had no ledger account, but some one there it was strange they had on lodger for these accounts the same They hunted around and got this book (witness produces a tary, Stephen Mahaulu clerk and book crots most of it up himself, some enhis direction. Asked Mahaulu why the office. book had been abandoned and was told it was by Boyd's instructions, versation ruled out on Mr. Chilling-worth's objection.)

Believed Mahaulu had been arrested hen, presumed he was out on ball. Mahaulu did not volunteer assistance ame into Land Office one day witness

AFTERNOON SESSION.

When the court resumed at 2 p. m. ome time was spent over the admissibility of Stenographer Horner's evi-The witness was examined in the absence of the jury, with his transcript of notes of the interview, as the month past. I took the cash from a basis for argument. Mr. Chillingworth objected to the evidence on the ground that the conversation between Peters and Boyd did not relate to the charges in the indictment. He quoted "Greenleaf on Evidence," and argued that the report with its dialogue -"There was a shortage;" "No, there was not;" "Yes, there was"-showed intimidation and threats enough to bring the interview within the rule against such evidence. From a United Son States decision against evidence ob tained "by the exertion of any improper influence," he contended the evidence should be excluded, as the defendant was there in the custody of the High Sheriff, his denials were contradicted and a repetition of the question if there was shortage implied an imputation that the defendant was not telling the truth.

After considerable argument the court ruled the evidence admissible. Mr. Chillingworth noting exceptions.

Mr. Horner, the jury having been called in, testified that Boyd, Peters and himself were the only ones present in the tower room off the Secretary's office at the meeting on May 20, 1904, so far as he recollected. J. W. Pratt came in later. Boyd was not in custody so far as he knew. Peters asked Boyd if there was any shortage in the Land Office at the time he gave up the office of secretary and sub-agent to become Commissioner. Boyd said there was not and Peters asked him the question repeatedly with variations, in substance accusing him of lying. There was examination of Boyd on specific amounts. Witness could not say if the sheriff was present, thought he saw him immediately after the interview. Did not know how Boyd got there; he was in the room when Peters and witness en tered.

Witness was not allowed to read from his report, though permitted to refresh his memory therefrom. He was not questioned on the contents beyond what vas necessary to prove that Boyd in the interview denied that there was any shortage.

J. W. Pratt testified he was present at part of the conversation in the tower room on May 20. Boyd was not under arrest at the time.

Cross-examined, he knew Boyd was not under arrest because after the interview the Governor censured the Attorney General's Department for not placing him under arrest. He might have arrived in company with the High Sheriff, but was not under arrest Witness knew this from a conversation with the Governor in which he took

A motion to strike out Mr. Pratt' evidence was denied. The prosecution then rested.

EVIDENCE FOR DEFENSE.

Mr. Chillingworth, after making his opening statement to the jury for the efense, called John Waterhouse.

Witness had searched that day, by re quest of counsel on both sides, for the stub of the Haiku check but could not find it. On cross-examination he said the transaction took place before h had engaged with Alexander & Bald-

A. M. Brown, High Sheriff, recalled Executive building on May 4 last Boyd went there at his request, witness having received a message from Secretary Atkinson saying that the Govwished to see Boyd. Went there with Boyd in a hack. Thought he had asked Capt. Parker if he had seen Boyd about the streets. At the Executiv building Boyd and he went into a small from September 18 to 24 and again the room adjoining the Secretary's office. Peters came in and witness went out. Might have heard a few words but did not recollect what they were. Came back from the building and had a talk with the Attorney General, as a result of which he arrested Boyd the same that sort,

Cross-examined-At the time of going to the Secretary's office Boyd was not nection with land matters. I was sent W. R. Sims, clerk of Circuit Court for

Judge Gear, was asked:

"Have you an indictment on file against Stephen Mahaulu?"

The Attorney General objected, chal-enging the purpose of the question. Mr. Chillingworth said it was asked because there was an indictment against Mahaulu for an offense of the same kind as the defendant was charged with committed about the same time. He wanted to test the credibility of the witness.

Judge Robinson asked how could that test his credibility. If he was convicted it would be different

Mr. Andrews said if the witness could prove that Mahaulu was convicted for stealing that very money or even indicted for so doing, the evidence might be competent. As a matter of fact he was indicted for stealing different money, and the proposed evidence was absored.

The objection was sustained. THE DEFENDANT CALLED.

Edward H. Hoyd, awarn-Am defendant in this case. In September, 190 was secretary of the Land Office an In September, 1900 Witness believed he spoke to Staphen do anything. Every man did his nen

done by the office staff. Generally the messanger collected the money. Heceipts were made out by witness and the clerk. J. P. Brown was Commissioner, the witness to. It was not written up. Witness, keeper, and there were a clerk and type writer, and a measurager. Mahanin was employed generally in the work of the

Moneys of the office were kept in safe, a safe with a cash till. During my absence Mahaulu had access to that In my absence he had the com binations to the safe in its entirety.

Mr. Brown had access to the outer

In September, 1900, I was in Hilo from the 18th to the 24th, when Mahaulu had control of the cash. I resumed control of the cash on October 1 after my return

Q.-How did you arrive at the correct

amount you received? A .- I would not know what was received until the first of the month for the first of the month. The September cash was deposited in the Treasury. Mahaulu did not enter up the book. I entered up part of it before I went to Hilo and the rest of it after I returned. I procured the entries from the stubs. The amount I received from Mahaulu is the amount shown on the stubs. There is nothing but the stubs for data for the time I was absent at

Sometimes myself and sometimes Mahaulu made out the statements for rents. The statements are segregated by the different houses in town representing different plantations, given to the messenger, and when he returns with the collections they are entered up. (Handed one of prosecution's exhibits)-That is my signature.

Witness was asked about the name Hakalau written in the paper exhibited and then cancelled. He explained that he had been told it was a mistake, and he tore up the statement and made another. That was why Hakalau

appeared on that receipt. (Shown a receitp dated October 3, one of prosecution's exhibits)-I do not know anything about the surrounding circumstances of that receipt,

Q.-It is the same number as this? A .- I told you already that Stephen Mahaulu handed me the receipt. my knowledge that money (\$2500 from Halku Plantation Co.) was never paid into the office, at least not to me.

Q.-What would have been the proper course to pursue in this case of receiving payment by check?

A .- The proper course would have been to enter it on the stub. Once it appears on the stub it must go into the book.

(Shown receipt for \$675 from Kaneohe Ranch Co.)-That is signed by me. never received that amount. From the testimony adduced I would say Mahaulu received it. (This statement was ordered stricken out as a mere conclusion of the witness.) I do not know of my own knowledge who collected that.

Q.-Would you know if you received the money? A .- I never received the money.

(Exhibit of statement shown)-That is my signature. The body of the bill is written by Mahaulu. After Maha-ulu made the bills out the next thing was the collection. The stamp and receipt had to be put on before the col-

Q .- Could the amount be collected without those marks? A .- When I was in the office I sign-

ed them. I took for granted that the accounts were correct when handed to Q .- If a check for the Land office is

made payable to bearer, who ought to collect it?

A .- If payable to bearer anybody could collect it. (Exhibit of check on Bishop & Co.

for \$1552.50 shown)-The endorsement is signed by Stephen Mahaulu. I heard Mahaulu testify it was endorsed by my orders. To my recollection I gave no such orders. I do not remember that amount. I was always willing to sign

On March 6, 1901. I held the same position as I held in September 1900. Subsequent to those dates I was appointed Commissioner of Public Lands. think it was the 7th or 8th of May 1901. In the period from September 1900 to March 1901 I was absent from Honolulu on official business, middle part of December, cannot say exactly the dates. I was not away during 1901. When I was away Mahaulu had charge of the office so far as cash is concerned. Most decidedly be would have authority to make out bills of

In the month of May 1904 I was called up to the Executive building in confor. I was up on Liliha street (witness mentioned a relative there was at the point of death). Captain Parker told me the High Sheriff wanted to see me. (Witness told of the interview as having been reported correctly by Mr. Horner.) I had no knowledge at that time of any short-

CATEGORICAL DENIALS

Q .- Have you ever, directly or indirectly, taken any moneys of the Land office except what you were entitled to as salary?

A .- During Mr. Brown's time there as a practice of advancing money to employees, not excluding Mr. Brown. When the B. H. Wright matter came was stopped. I mean the vancing of money on salaries. The 1. U's were redeemed at the end of the month. Other moneys advanced from the cash were for expenses, such as material for the typewriter,

Q.-Those are the only funds that you know of to have been taken from the Land office during that time?

A.-Yes, sir. Q.-Did you ever abstract from the Land office the sums specified in this milicianums (anading the specifications)? Did you ever take away, steal or otherwise misappropriate the sums so spe-

Kiloninaed on page 63

THE QUEEN, THE ALIIS AND ANTI-DOLE PLEAS

Out In the Fifth Jimmy Boyd, Sol. Mahelona and Faxon Bishop Commend the Straight Ticket--- A Hula Hula Dance.

(From Thursday's Advertiser.)

his administration of affairs in the Territory was the keynote of the reasons which Charles W. Booth gave last night at the meeting of Republicans in Pauca for his conversion from the Democratic to the Republican party. Mr. Booth came out strongly in speech which was not only full of praise for all that the administration had done and was doing for the people of the Territory, but he denounced the party to which he had hitherto pinned his faith. Mr. Booth presided at the meeting and his first appearance on the stage was the signal for an outburst of enthusiasm which echoed and re-echoed in the valley of Pauca.

The meeting was held at the schoolhouse grounds, and was preceded by a torchlight procession of about 200 people. The procession was headed by a band. Next in line came the "Rea Shirts," Faxon Bishop's stalwart Hawaitans. The line of march was up Emma street to Pauoa, G. K. Lowe was the marshal, assisted by David Kauhane. In the school grounds a high platform was erected and nearby were two patent flares which shed a bright light over the big assemblage of men and women. The Republican guintet club was present on the platform. The meeting was not only large

in numbers but in enthusiasm as well. When Mr. Booth, who was introduced by John C. Lane, mounted the platform, he was greeted by tremendous cheering. A young and winsome Hawaiian girl followed him to the platform and dropped a maile and lehua lel about his neck. After the usual greetings Mr. Booth, speaking eloquently in Hawaiian said in part:

'I am not here tonight as a candidate for office, but I have come here to let you know why I have left the Democratic party and joined the Republican party (applause). I have done so, not because I was in the Democratic party, went to sleep and woke up the next morning a Republican, but for better reasons. First, I have full confidence in Governor Carter, because I know him because he has lived in Pauoa and because he was born right below here. I have every confidence in him, which I did not have in Governor Dole. If Mr. Dole were Governor I probably would not be here tonight, believe in Secretary Atkinson. He

was born here too. "Some of you will ask who is the head and tail of the Republican party on the mainland. I will answer: President Roosevelt. Some of you will ask who is the head of the Republican party here in this Territory? I will say to you that it is Governor Carter.

(Applause) "If any of you ask who is the leader of the Democratic party here I can guess that it is Kinney. He is its head and tail. Who is Mr. Kinney?

"Was it not this Kinney who dethroned our Queen? Look at the character of this man in the past. once told me that if I didn't sever my connection with the Hawaiians I

would be hanged. "During the last session a bill came up for the extension of School street former legislatures and asked them to make the Pauca road extension (Fort street), but they shook their heads. I then appeared before Governor Carter and asked him when this extension was to be built. He said he would not rest until the road was built (cheers). You can all see that that road is built and we are having the benefit of it.

I have already driven over it. As for the Home Rulers, we must have sympathy for them because they Hawaiians, but they have founded their party on wrong princi-

"Politics here today can be compared to the days when Noah's ark was in existence. Noah, you remember sent doves out from his ark and one return ed with an olive branch. Governor Dole was like one of these doves. He went out and returned with nothing. next dove was Governor Carter. He was sent out and returned with some-That is the reason I am now a Republican. I am a Republican now and forever. Elect the full Republican ticket. If they don't do right you can salt them down, but I believe they will be alright and there will be no need to sait them." (Applause).

MR. DOWSETT SPEAKS.

"Jack" Dowsett was next introduced through and through, and who had married one of the race.

Mr. Downett said that it was a proumoment for him to see so many citi zens of Hawaii nel interested in the cause of politics and especially in the ause of the Republican party.

It is a proud thing to me, also," he "to find that a kamaning who has been brought up in Pauss-Charley Booth-has decided to stand by the Republican party in this companies I look upon him as a Hawaiian, for he is practically as much a Huwatian as you or 1. He has had his eyes upon, for he has now joined the party that will benefit you and me old all the peeple of the Torritory Lord Strok I wont around this island

A =1 did not. I never had occasion with your holds all. Prince Kahin outs the hold in the most approved to question the fidelity of Mahauta I freezest come to hear him specie and fashing instantly all thought of policionary matters actively to him.

A =1 did not. I never had occasion with your hear him specie and fashing instantly all thought of policionary matters actively to him. Hean Heket. Why stid they some to

hear Kuhio speak? Because they knew Confidence in Governor Carter and there was a keiki alli of your own race at the head of the Republican ticket and they wanted to hear from him why he should be at the top of the ticket. When you see one of your own native citizens like the keiki alli working for the Republican ticket, when you see another Hawaiian citizen like Charley Booth, and when you see another citizen like me working for that ticket, surely to God, can't you see that we must be sincere in our efforts to bring victory to that ticket?

> "Do you suppose that I am running for office on the Republican ticket with my eyes shut? No, it is for the benefit of you Hawaiians. Do you suppose that I, whose vote as a Hawaiian citizen was taken from me in 1893, depriving me of the right to vote from that time up to 1900, that I, who refused to take the oath of office to any government unless in my own opinion I felt I was right in doing so-I say do you suppose I joined the Republican party without coming to the conclusion it was the only party that could help the Hawaiians and the Territory in general?

> "I originally stood against it because I was opposed to the overturning of the monarchy. I was opposed to annexation, but it came and stayed. have felt it my duty to come forward and enter the political arena at this time to do what I can for the benefit of you people and the benefit of the Territory at large, and that is why I ask you to vote for me as a senatorial candidate.

> "I want all you Hawaiians who may not be Republicans to take this matter under advisement. Look at me. I have invested everything I have in the Is lands. I married a Hawalian, I am here to stay with you alawys. I weighed the matter myself, carefully, and I decided there was but one party to stand for the future prosperity of the islands and that is the Republican party, the party for you and the party

> for me. (Applause.) "Look at the intelligent platform of the Republican party, and then at the botch of a platform of the Democrats which is filled with personal abuse of Governor Carter and his administration and then choose

> "There are important matters to come up in the Legislature and you want the best men to go there to pass the laws. I say why can't these bills be introduced by the best party—the Republican, rather than by fools, lawyers and other professional men (laughter and ap plause).'

> John Lane then made an eloquint speech in Hawaiian, along the lines of his speeches at other places

Jack Lucas made one of his characteristic speeches in Hawaiian, which convulsed the audience with laughter.

REPRESENTATIVE HARRIS

W. W. Harris spoke of the poor quality of legislative material among the Home Rulers, and especially whom that party sent to the last legislature. A soda water bill was up in the last session. John Gandall made the speech of his life in favor of the bill. Kaniho, a Home Rule statesman, spoke to Gandall and said, "Suppose I buy a case of soda water and drink it and then put the bottles back in the case, which I might place on a table. Then suppose some cats or dogs jump on the table overturn the case and break the bottles, who is to pay for the bottles?" Mr. Gandall replied: "You pay for it ourself." Kaniho then said, "We must kill that bill because they make us responsible to the people for the acts of dogs and cats." That is the sort of legislation the Home Rulers dwell upon. You must send responsible men to the

legislature. "I want your votes," said Mr. Harris, I am as much a Hawalian as any man. know I have always befriended the Hawaiians and always will." (Ap-

OTHER SPEAKERS.

When Faxon Bishop mounted the latform he was greeted with tremendous cheering. The crowd yelled itself poarse. He said the big crowd present showed that the Pauca precinct had denty of enthusiasm. He was particularly pleased to be on the stand at this time, owing to the fact that such an old resident as Charley Booth had deelded to stand on it with him.

Other speakers later in the evening vere Frank Andrade, Carlos Long, E. R. N. Boyd acted as interpreter for all the Emglish speakers.

THE FIFTH DISTRICT HEARS PARTY ORATORS

The "Hula-hula tleket" felt right at home last night at the rally at Kalibi and they had their favorite amusement to enliven the meeting. While the quinter club was playing a fascinate ing buts between the remarks of Faxon ittshop and those of sol. Mahelona a pairiotic supporter of the too freely of the cup that cheers bounced into the ring and begun to exes (Continued on page 4)

red at the Postoffice of Honolule, H. T., Second-class Matter, BEMI-WEEKLY. BOURD TUESDAYS AND PRIDAYS.

WALTER G. SMITH, Editor.

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FRIDAY : : : OCTOBER 14

SPEEDY JUSTICE.

Scant two weeks from the day he killed S. E. Damon, Jose Miranda was sentenced to be hanged and it is probable that he will die within the month. This is justice of the English pattern, sues under indictments that juries are Indeed some English cases, renowned for their celerity have taken twice as long. In the Instance of Mrs. Dyer, who murdered many children, it took thirty-seven days to find an indictment, two days more to bring the case to trial, fourteen minutes to get a jury, wo days to try the case, five minutes to get a verdict, fifteen minutes to pass sentence and three weeks more for the hanging. Mrs. Dyer suffered the penalty of her crime sixty-three days after it was discovered. About the same time the American method was exhibited in the case of Durrant at San Francisco. It was 104 days after the arrest of Durrant when the selection of jurors Durrant when the selection of jurors is reduced, not by the severity but by was begun. It took thirty-eight days the certainty of the vindication of outto get a jury and it was sixty days raged law and the infliction of an later when the jury brought in the adequate penalty. verdict that sentenced the murderer of Blanche Lamont to the gallows. Then the case lingered along for a year before it reached the Supreme Court and the execution did not take place until nearly three years had elapsed from termination to force acquittals, were the time of Blanche Lamont's disap-

English celerity perhaps for the first time in modern American courts, marked the legal case of Czolgosz, the assassin of President McKinley. murder was committed on September Czolgosz was sentenced on September 26 of the same year and his execution occurred on October 29 fol-This was reasonably rapid work but unfortunately it did not fix a standard. In ordinary cases of murder fustice resumed its snail's pace; and lately in San Diego county, Cal., the spectacle has been afforded of a murderer being hanged between seven and eight years after he had com-mitted a capital crime. The case was ally lasane at the moment of the comclear; the prisoner's recourse was to mission of an illegal act, should be technicalities; the delay was a travesty criminally punished, though perhaps it similar crimes.

In Hawaii it is thought that the nearer we approach the English system not the plea itself, which is quite which puts more stress on the protecdoes on the protection of murderers from punishment, the safer we will be operation of justice. This defence from crimes of magnitude. Clearly the greatly enlarges the scope of the eviinsistance upon technicalities, has ant to the main issue, and only re-evolved a state of things far from motely tending to establish the existsatisfactory. The prison has eight unhung murderers and their number is the record. The effect of this latitude being steadily increased. Nobody has is confusing, when the skill of the adseemed to fear the infliction of the supreme penalty, especially since the abortive result in the Jones case. We agree with the public that the trial of relieve a defendant from penal consethe English system is necessary to human safety here; that it is high There is an apparently irreconcilable time to adopt those summary and in-exorable measures which, in Great and jurists. Scientific alienists, like Britain and her colonies, have made capital crimes so rare.

CITIZEN LABOR IN HAWAII.

tion of citizen labor through the Trac organization. that they will pay citizen labor, for can get no definite agreements as to act that, in a same person, would be work and price but are told to go to a punished as a crime, to distinguish certain place in Maul first and make refuse to do as it would be risking passage money on an uncertanty. The laborers say that Wilson & Duggan do not want to hire citizens but Japanese; and the only way they can get the hypothetical question, which is vir-latter is to demonstrate that citizens fually the substitution of the opinions can't be had. By showing that in spite of alienists, usually compensated, for of offers of steady employment no citi- the judgment of a jury. The hypothesen could be got to go to Maui-that island itself having already failed of a supply-that firm would be at liber-

ty to employ Asiatics. Wilson & Duggan they can clear them- in the exterior lines of the evidence, Trades and Labor Council to get them their question upon the testimony so many citizen laborers at so much their own good faith. There is now favorable to their client. The alienist considerable uncertainty on both points.

How many of the legislative candidutes are in favor of reducing taxes? So far not a word on that subject has evidence in the case, an impartial allbeen said from any stump. Instead enist who should be selected and paid there is a common impression that the by the government, is competent to taxes will go higher. It would stim- explain in a general way, the different uate interest in the canvass if nom-Inces would take up the tax question seriously and give their views to the There is no author t nearer the heart of Hawaii's responsible citizen-

The Retrian is sunk so often that it saves her crew all the trouble of warb-Aw a bulf-waching buttleship the Betriann is the query of her

The ones to blame for split lickely orn, those who put had material to

"He serves his mirry heat who serves ble country best."

LEGAL JUSTICE.

Equality before the law is a fundamental principle in American institutions and has been the keynote of President Roosevelt's Administration, not only in theory but in practice. Without the steady application of this principle, civilization, in its modern form at least, could not exist. Like every other great rule of organized society, however, it has been often and

grossly perverted. Every human being is entitled to a fair and importial trial, in the ordinary course of justice, and this applies to beth criminal and civil proceedings. The station of a man in life, the in-fluence he has wicided, the number of his friends, personal feelings in a community, all extraneous considerations, are unknown quantities in courts that are honestly and rightly conducted. In the criminal law, every man accused of crime is supposed to be innocent, until that presumption has been overcome by proof of his guilt, beyond a reasonable, not a conjectural, nor hyp-othetical, doubt. Good reputation also is an element that, especially evidence is conflicting, but substantially in all cases, enters into the is-

required to determine.

These propositions will be fully conceded, in a broad sense, by every American citizen, who has a sound mind and has the benefit of a common school education. But, on the other hand, while the rights of every man should be rigidly protected and enforced, government is essential to the conservation of society, communities and nations, and proved crime should be punished with reasonable promptness and with absolute impartiality. All great writers and thinkers on criminal jurisprudence unite in the declaration that the volume of crime

In this and in the latter half of the last century, justice has been often warped and defeated, where money was plentiful, by legal combinations of which brains, experience and a dethe controlling elements. Notable illustrations of this fact have been furnished by the artificial or manufactured obstacles to convictions in pro-secutions by the Federal Government, through the Postoffice and Land Departments, designed to purify the public service. Not less conspicuous in the promotion of crime have been frequent examples of the failure of murder trials. The turbulent spirit that press, is due to this cause.

In cases of homicide, the plea of insanity has been a favorite resort. It is perfectly true that no person, actuon justice and an encouragement to is equally true that he should be secluded so that a repetition of the act would become impossible. But it is legitimate, but the manner of its prestion of society from murder than it entation, that offends the common sense of mankind and disturbs the American system of delay and judicial dence and enables many facts irrelevence of insanity, to be introduced into vocate is brought to bear upon the testimony. The varying definitions of quences are also seriously misleading Maudsley, claim that there is such a thing as irresistible impulse or momentary insanity, immediately preceded and immediately followed by mental soundness. Obviously such a It ought to be easy to settle the ques- doctrine would empty the prisons and leave the gallows to decay. The jurists and Labor Council or some similar therefore, have sought for a more prac-Wilson & Duggan say tical test, and, in California and in other States, it has been settled that work on Maui, \$1 to \$1.25 per day and the test of responsibility or irresponsimore in special cases. Citizen laborers bility shall be the capacity or the inwho apply to this firm say that they capacity of a person who commits an between right and wrong. This definitheir bargains afterwards. This they tion also is dangerous, for it is easy to simulate insanity in correspondence

with that criterion. The greatest obstruction to equal and exact justice, in this connection, is the tical question is framed by counsel, in seclusion, and substantially constitutes an argument on one side or the other of an issue of insanity. Both sides are If this theory does an injustice to supposed to frame their questions with. enough by asking the The counsel for the prosecution mould is called upon to express an opinion, upon the supposed facts thus grouped together. The process is illegical. Without reference to the particular and possibly applicable forms of instality. This could probably be even mure correctly accomplished by the reading of extracts from standard Then the lurors, eastling their own intelligence and acting under the responsibility of their sailes, would thus brought before them and decide Ric's bull lies somewhere between whether or no in the particular case. Baker's beach and the the planets by a recommende perspectator once, catability the existence of any one of the blook of inventes they definitely

As the law is now practiced, upon july streets unchellinged?

no lesue of mannity, which may be reality or a make-weight, the hypothetical question, not usually under stood, merely tests the relative ability and plausibility of counsel, in thousan in expression and in endless dishoraand prevents the fair administration of the law, which has no regard for persons and only seeks guard society against its eximinal members, while fully protecting essential rights of individuals. There oun be no deviation from right, no misus, of the Jury Fystem, heary with age and wearing the insignia of innumerable triumphs for humanity, that es not affront and scar civilization itself, particularly in American States and Territories. In criminal proceed ings, great latitude is necessarily allowed to the defence, but that does not imply trial by counsel and experts instend of trial by jury.

HAWAIIAN VANILLA.

The arrival of a sample gallon of vanilla extract from Mr. Edwards Vanilla Park Plantation at Napoopoo Hawaii, ought to stimulate the settlement of the adjacent lands which are being offered, on very liberal terms, by the Bishop Estate. The district, which is on the Kona side of the big island, is well adapted in its rich soil and copious rainfall, to the culture of the vanilla bean, a product which com-mands a price of from \$2 to \$20 per cound according to its quality, Edwards, who came here three or four years ago from the Seychelles islands, and to whom vanilla culture has long been familiar, staked all he had upon the proposition that the Kona country was fit to grow the fragrant bean. Even here in Honolulu he demonstrated what could be done by "marrying" two vaniila vines and producing 103 robust pods. Years before Captain Kidwell had raised a remarkable crop on a tiny enclosure on Beretania street. some of which he sent away for samples, selling the remainder at \$6 per pound. But for a pineapple venture he was entering Captain Kidwell might have preceded Mr. Edwards in vanilla farming on a large scale.

Of course no enormous industry may be built on vanilla farming owing to the comparatively small market-small in contrast to the market for sugar, coffee, tobacco, wine, sisal, etc.; but there is a chance for many 100-acre plantations and for the use of vanilla as a by-product of farmers living in the susceptible districts. The business might be readily combined with winegrowing and the production of honey, and be made to pay large dividends. murder trials. The turbulent spirit incides communities to suppose that salable commodity to the agricultural they can protect themselves by important themselves the commodity to the agricultural themselves by important themselves are commodity to the agricultural themselves are commoditive to the agricultural themse

HAWAII MAY GET CHINESE.

The negotiation begun by the Chinese Minister with Secretary Hay over the Exclusion treaty may lead to important results. There is a growing selfrespect in China which takes the form of the proposition that, if the United States will not open its door to the admission of Chinese, China will shut its own door in the face of Americans. That she has a moral and legal right to do so is clear; that she has the strength to take advantage of that right is another matter. But it would surely prove embarrassing to the United States to train its guns on China to obtain privileges which are not reciprocal. Such a process is too Russian to be American. What is more it might make trouble a little further along with whatever power China may find itself what constitutes the insanity that will in alliance with at the close of the pres-

It is possible that, by way of compromise with China, the United States will agree to coolie immigration to its colonies and to this insular Territory, excluding it by mutual consent from the mainland. This might satisfy the Chinese sense of fair play and it would admission of 50,000 Chinese to the maintroversial matter. There can be no suspected vessel that may come out. doubt that in the Philippines, Porto Rico, Hawaii and possibly Alaska the admission of Chinese in reasonable numbers would begin an era of development by which white men would be benefited far more than they now are. The Philippines and Porto Rico need agriculture such as Chinese create; and Hawaii needs cheap labor for the agriculture which already exists.

On these accounts the progress of the treaty-making at Washington will be

watched here with profound interest. The Advertiser hopes that the Republican leaders will lend no aid to the scheme to exclude Mr. Notley, Home Rule nominee for Congress, from the Territorial ballet. There exists a doubt whether Mr. Noticy's nomination papers were filed in time, but it is simple play to give him the benefit of the doubt and respect the right of the tending to establish guilt. The counset Home Rulers to vote for the candidate a day. That would be a fair test both for the defence frame their interrogation of their choice. Sharp practice is not of the availability of citizen labor and tory upon the facts and circumstances more to be commended in parties then In men; and it would be sharp practice of much too fine an edge, to play the trick on Notley that is now proposed Apart from the moral consideration is the very practical one that the party which broke up the Home Rule ticket. by taking an unfair advantage of it would drive the Notley vote to the candidate on the other side.

There is a fortune in United States gold cein in the safe of the sunken Biode Juneiro waiting for the man who will bring it to the surface. The fact becomes of local interest because of the runor that diver Herbert Young Buker's beach and the Golden facts time and a first-class diver might to

find it brought to their mother. In this way, How there ever term an arrest for the fury would not be deprecial of its heatless and finishes driving here where mornal functions, and justice, that is the defoulant was charged with squad. cont justice, could be and would be the hir known at built the gult of an mitsmittle which files through House

PEACE ON EARTH.

international arbitration is merely he adoption by nations of the rule for settling disputes which was long ago laid down for the adjustment of quar-

Formerly when individuals had a quarret they fought with flats or weapons and the strongest and most skillful had his way. That was the gage of battle. In course of time society, to protect the weak, instituted courts which took private quarrets into public hands and settled them according to the rules of justice. The new method marked the beginning of civilized society. Logically it should have been extended so as to cover the feuds of nations; and it is the object of those who are holding peace congresses and asking the moral countenance of commercial bodies all over the world to so extend it.

A beginning has been made at the instance of the Czar of Russia, in the peace tribunal at The Hague. tunately before a case can reach that court the parties to an international quarrel must agree to submit it. They have the right to fight instead if they want to and in the war now going on, the Czar preferred that course. Had the same choice of method been left to men engaged in private quarrels there never would have been any courts or any civilized society. It is obvious, therefore, that if international arbitration is going to win, there must be no choice about the submission of any quarrel of the powers to a board of adjudication. Moreover there must be police authority to compel a legal do their duty, higher standards appear

The process would have been something like this in the case of Russia and Japan. When their differences became a threat to the common peace, the Tribunal would cite the two governments to appear by counsel and file their briefs. In the case of refusal it would be the duty of all other powers, representing the police force of arbitration, to interfere and arrest the disturbers at whatever cost. This would mean the occupation of their countries and the putting down of resistance by superior force, the costs of court to be charged up against both offending nations. Then the court would hear all evidence, give its judgment and rely on the police power to carry out its orders, exactly duplicating the process used in the settlement of a private controversy.

If any four powers, such as Great Britain, the United States, Germany and Japan would agree upon this form of arbitration the rest of the world would have to submit to it and legalized public war would soon go where legalized private war went.

RUNNING THE BLOCKADE.

Increased vigilance on the part of Admiral Togo's fleet has resulted in the capture of the British steamer Fupin heavily laden with contraband and on her way to Port Arthur. Some days before another such vessel, with full cargo, was stopped outside of Shanghal. Incidentally many junks arrying food and ammunition to the besieged fortress from Chefoo have been overhauled by Japanese torpedo poats and sunk. It is but lately that the Japanese have kept such a bright lookout; but they evidently have reason to believe that the prolongation of the siege is measurably due to the inflow of contraband under the stimulus of Stoessel's offer of large cash premiums for supplies. The reason why blockade-running

has been so eagerly attempted at Port Arthur lies in the fact that Admiral Togo has maintained only the form of a naval cordon there. According to George Kennan the Japanese fleet stays in port at the Elliott islands, something like 50 miles from the Russian fortress, being represented on the surely confer a benefit upon the outly-ing territories and possessions of the some torpedo boats. At night and in United States at no serious cost to stormy weather the vessels go to sea American labor. In our own opinion and it is then the blockade-runners American labor would benefit by the creep in. It looks now as if the Japanese were watching near-by ports careland, but that is another and a con- fully and preparing to intercept any

Why Admiral Togo did not form the usual semi-circle off the entrance Port Arthur and maintain a rigid blockade is not clear; but perhaps such methods have gone out now that submarines and floating mines have come

Local Japanese regard it as doubtful that Marshal Oyama has been recalled. The Marshal is more or less of figure-head, being one of three men in the Empire whose rank entities them to large command and being in field to preserve the symmetry of the organization more than for strategic and fighting purposes. His chief of staff supplies the tactical genius and his lieutenant generals the prowess Oyama signs the orders and rounds out the show. If anything cuipable happened in the strategy at Liaoyang the punishment would probably fall on

Senator Nakapaahu of Kauai has had | three changes of heart politically in one month. He is now a Democrat having been attracted to that party by Inukea's anatomical freaks, the latter's heart having changed thrice in three weeks. After election both men are due to have another cardiac flop.

The presence of 60 Porto Bleans in Oahu jail makes it a matter of regret that the Examiner did not succeed better in its effort to prevent its ceived and heart-broken fellow citifrom getting any further west than San Francisco.

patent medicine company that would stop advertising after one year because if had not yet got its money back wouldn't deserve sympathy for He losses. How about an advertising tourist result that gets sold fort after one Fenr's trial?

To have Jimmy Boyd on the Repultions at supposed not to their hig broths er Ed. seems aculty invitions.

JUSTICE TRIUMPHANT.

Our courts and juries are riving to the mergency and instead of treating embeasiment in office as an indiscretion they are giving it the discipline of law

It is but a short time since Kumalar and Enoch Johnson were convicted of conspiracy to defraud the Territory and sentenced to imprisonment. Their cases are on appeal but their guilt was established to the satisfaction of a jury of good men.

Now comes Edward S. Boyd to the bur to receive his deserts. He was of the most brazen of the thiever whom the Legislature and a former Repub-lican Territorial Committee forced into Territorial administration. present conviction is based upon no stealings before he was promoted to the office of Land Commissioner and while he was chief clerk. The court hasn't yet taken up the question of his subsequent misdemeanors, but there are charges enough to keep it busy for some time to come,

Plainly the law is having its innings now in this Territory, but there a long time that it sat palsled on the woolsack watching the acquittal of rascals by juries of their peers. were bad days for good citizenship. Whenever this paper rang the alarm bell the thieves laughed, their beneficlaries of the press slavered with rage the then Territorial Republican Com-mittee gave them new testimonials and all hands joined to get the Advertiser indicted for libel. Fortunately for justice that day has passed. Stealing is not glossed over, political parties have the grace to clean their tickets, juries settlement by preventing a resort to in the local government and in Repubviolence and haling governments into lican politics. It is a result worth the long battle against villainy which pre-

> Here is the kind of thing Hawaii, as a tourist resort, has to contend with:

Jamaica by Atlas Line service. Sailing every Saturday. \$40 one way; \$75 round trip, including stateroom accommodation and meals

Twenty-five days' cruise, \$125 per adult. Including Jamaica, Colombia, Costa Rica, and Ni-

caragua. Send for illustrated booklets before deciding Winter plans, Hamburg-American Line, 37 Broadway, New York,

Twenty-five days' cruise, visiting four foreign countries, for \$125. Twelve days' trip from San Francisco to Hawaii and return \$135. No wonder we are not in the running.

No wonder Eddy Boyd drove a fast horse and a rubber-tired buggy when all he needed to do when he wanted cash was to take it out of the Government till and leave an I. O. U. only wonder is that he didn't drive a touring car and keep a private yacht, Looking back at the chances he had he must be surprised at his own moderation.

Mahelona the che-fa nominee is the strongest straight ticket man in the The crookeder a candidate is himself the straighter he wants the voting to be.

It won't matter to Notley much whether his name is on or off the official ballet.

LOCAL BREVITIES.

(From Wednesday's Advertiser.)

The Ventura arrived at San Franisco on Monday evening. F. J. Cross left yesterday for Hawaii.

There are eight murderers now confined in Oahu Prison. A large crowd of Japanese hung about the Federal Court room yesterday danc-

ing attendance on the Federal grand jury. W. G. Irwin states that the purpose of the Honolulu plantation to refine its sugar, does not mean a war on the

Sugar trust. Herbert Young has sold out his business to his two brothers and will short ly leave for San Francisco to locate

permanently. Consul Salto received a cablegram yesterday announcing that Prince Fushimi would sail from Yokohama for

Honolulu on the Manchuria. U. S. Revenue Officer Drake arrived on the Mauna Loa yesterday with John Samoa, a Samoan charged with selling liquor without having paid Uncle

Sam's special tax license. Nishimoto, a Japanese charged with stealing a watch and \$48 from a fellow countryman named Kawabata, was vey tables. sentenced to six months' imprisonment

in Police Court yesterday morning. There will be a special meeting of the lulu. Thamber of Commerce this morning at

Judge Dole yesterday adjourned court until Thursday morning at 19 o'clock. Postmaster Madeira of Hilo returned to the Ealny City vesterday on the Kinau. He has been in attendance on the Federal Grand Jury, having been drawn for service upon the same, but was excused from serving.

W. Lucas has returned from the coast.

Mrs. W. Porter Boyd returns to Shangbai next week after a long visit Berger is to take a turn at leading

the Golden Gate Park band while at Ban Francisco. The charge of embezglement against Frank Woodbridge in police court has

noite prossed as the Circuit Court on the same charge. Cliaton J. Hutchins has withdrawn from the Democratic ticket us a candidate for representative from the Poursh. Business interests are the CHUIR

There were only three suger in the police court restorder, two boys were in prevailing direction during it hours up for truescy. They were discharged ending at \$ p. in. Velocity of wind is with a reprinted. Low flux charged average velocity in miles per hour. with horing the fa tickets, will be tried tuday

Peculiar To Itself

In what it is and what it does. taining the best blood-purifying. alterative and tonic substances and effecting the most radical and permanent cures of all humors and all eruptions, relieving weak, tired, languid feelings, and building up the whole system-is true only of

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No other medicine acts like it; no other medicine has done so much real, substantial good, no other medicine has restored health and strength at so little cost.

"I was troubled with scrofula and came near losing my eyesight. For four months I could not see to do anything. After taking two bottles of Hood's Sarsaparilla I could see to walk, and when I had taken eight bottles I could see as well as ever." Suste A. HAIRS-TON, Withers, N. C. Hood's Sarsaparilla promises to

cure and keeps the promise.

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H. HACKFELD & CO., LTD.—General Commission Agents, Queen St., Hone-iulu, H. I.

. A. SCHAEFER & CO.—Importers and Commission Merchants, Honole-lu, Hawaiian Islands.

LEWERS & COOKE.—(Robert Lewers, F. J. Lowrey, C. M. Cocke.)—Import-ers and dealers in lumber and build-ing materials. Office, 414 Fort 8t.

ECNOLULU IRON WORKS CO.—Ma-chinery of every descrition made to order.

HONULULU & EAUTIAMEL

Honolulu, Oct. 13, 1904.

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TIDES, SUN AND MOON.

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First quarter of the moon Oct. 15th. Times of the tide are taken from the United States Coast and Geodetic Sur-

The tides at Kahulul and Hilo occur about one hour earlier than at Hono-

Hawaiian standard time is 10 hours by the Board of Trustees some time time, being that of the meridian of 157 since. A full attendance is requested. tle blows at 1:30 p. m., which is the same as Greenwich, 0 hours 0 minutes. Sun and moon are for local time for the whole group.

METEOROLOGICAL RECORD.

Issued by the U. S. Weather Bureau

	П	MEAN BARON	THERM		a			WIND	
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Note:-Barometer readings are cor rected for temperature, instrumental errors, and heal gravity, and reduced to sea level. Average cloudiness stated In scale from 0 to 10. Direction of wind

ALEN. McC. ASHIEV, Section Director, in Charge.

DOINGS IN THE COURTS

Burglary Trial On Before Judge Gear.

Joe Caspino and Kamelo, burglary in the first degree, was on trial all day before Judge Gear. Deputy Attorney General Prosser for the prosecution; J. W. Cathears and J. L. Kaulukou for the defense. The jury are as follows: WHY THE BALTIC H. A. Parmelee, A. C. Dowsett, G. D. Mahone, Chas. Hummel, C. J. Ludwigsen, A. Nelson, J. F. Soper, E. Benner and C. F. Merrifield.

INSURANCE CASE.

Judge De Bolt is still engaged with the trial of Kwong Lee Yuen Co. vs. Alliance Assurance Co., one of the Chinatown fire cases, for which a jury was empaneled on Wednesday, Ballou & Marx for plaintiff; Robertson & Wilder for defendant.

The following named constitute the jury: W. M. Buchanan, E. S. Cunha, Henry Gehring, John A. Baker, A. R. Gurrey Jr., John Kidwell, John Isaac, Winfred H. Babbitt, Albert Lucas, Chas, S. Crane, Wm. Mutch and E. G.

NOW DEMANDS LEGACY.

Mrs. Mary Downey gives notice to L. Schweitzer, executor of the last will of Samuel Sachs, deceased, that she withdraws her relinquishment of the legacy to her in said will, and now insists upon payment of the legacy in pursuance of the terms of the will.

DEMURRERS FILED.

In the suit of Ellen Albertina Polyblank, trustee, vs. David Kawananaoa et al., demurrers of Jonah Kalanianaole and Elizabeth K. Kalanianaole have been filed by their attorney. 3. W. Ashford. They deny the juris-liction of the Circuit Court at Chamers or any judge thereof. A misjoinder of parties plaintiff is alleged, in that Stella Keomailani Cocket, for whom he plaintiff named is trustee, is not nade either plaintiff or defendant. It s also alleged as a misjoinder that the erritory of Hawaii has been joined a party defendant, whereas neither e Circuit Court at Chambers or any udge thereof has authority to take ognizance of the matters alleged arainst the Territory of Hawaii. Anher misjoinder stated is the naming Abigail W. Kawananakoa and Eliabeth K. Kalanianaole as parties de-endant, whereas the bill fails to show y interest of them or either of them the cause of action, if any there be, forth in the complaint. Finally, it alleged that the complaint does not tate facts sufficient to constitute a

COURT NOTES.

Judge Robinson's turors are excused ntil 10 o'clock Monday morning. Judge De Bolt granted a divorce to aroline Bailey against Harrison' S. afley on the ground of non-support. Lightfoot appeared for libellant; the ellee made no appearance.

W. O. Smith, executor of the will of copii Silva, has filed an inventory of e estate. The real property consists 2 1-2 acres of land in Manoa Valley, personalty notes and mort ges amounting to \$2988.10.

Mrs. Keluia Mary Puuki petitions int she be appointed guardian of the operty of her daughter, Mary Kahai, hich consists of real estate valued \$4122.50. The daughter joins in e petition, nominating her mother as nrdian.

C. J. McCarthy has filed his oath of fice as a jury commissioner for the lirst Judicial Circuit for the year

TOURNAMENT

HALEIWA, Oct. 13.—The third urnament for the Haleiwa challenge will take place on the sixteenth d from present bookings at Haleiwa ere will be more contestants for the ndsome trophy than in any previous tch. Dr. Hubert Wood of Waialua been fortunate in placing his name ice on the cup. If he wins it again will become his permanent property. t as he made a 48 at the last match will in the future be handicapped that basis which will necessitate doing very much better playing n he has done of late to win. The yers of the Haleiwa Golf Club have some reason all fallen off in their ying of late, with the possible extion of Oswald Mayali who plays times a brilliant but a very erratic ne. It is hoped that C. W. Case ering will be back from Hawall in to participate. He gives proofterms was on the Holoton Brite. he will be inractly attended, one to the front.

Governor and Mrs. Carter with Secretary A. L. C. Atkinson and some friends spent Monday night with manager Fred. Church, leaving on Tousday for Wahiawa and Pearl City. They report the road around the Island in good condition. J. G. Rothwell has been at Haleiwa for ten days on a much needed rest. His ideas of "rest" are however confined purely to "mental" lassitude, as in other respects he has been leading a most strennous life, what with shooting, fishing and golf, he has hardly had time to sit down. Never having had a club in his hands until a week ago, he has brought his score well down within the sixtles and will be down on Sunday to try and win the cup. These contests in out of door sport are an excellent thing for the young men of this community giving them exercise which they otherwise would not get.

FLEET IS SAILING FOR THE FAR EAST

(Continued from Page 1.)

has existed thoughout the period of preparation regarding the advisability of sending out the squadron, but with the decision to double the size of the Manchurian army and press the war with vigor, the logic of those who for months have insisted that every available ship should be dispatched to the Far East has finally prevailed.

The argument that no complete victory over the Japanese is possible unless the command of the sea is wrested from them could not be overcome, and though much valuable time has been lost and the moment seems inauspicious, it is officially intimated that an irrevocable decision has been taken to dispatch the Baltic fleet, even if the Port Arthur squadron should be annihilated before its arrival there. It is realized that the squadron which, on paper, is about equal in fighting strength to the Japanese fleet, will be much better able to encounter them now than in the spring, after the Japanese ships have had all winter to clean, repair and refit,

While hopes are still entertained that Port Arthur may be able to hold out until the appearance of the Baltic fleet, the question of the fall of that stronghold does not, apparently, enter greatly into the calculations of the Admiralty. The only thing expected of the Port Arthur squadron is to break out of the harbor and inflict as much damage as possible upon Admira; Togo's fleet. Such ships as escape are expected to make their way to V:adivostok, where the repairs on the cruiser Bogatyr are understood to have been practically completed and these on the Rossia and Gromobol are nearing completion

The question of the war in the Far East will depend upon the issue of a sea fight after the arrival of the Baltic Vladivostok, although ice-bound in winter for commercial ships, can easily be kept open for a fleet of war vessels by means of ice-breakers. If the Japanese fleet is caught in somewhat weakened conditions and the Baltic ships are able to win a victory, officials here hold that other problems will solve themselves, and with Japanese communication severed, the Japanese army on the mainland will be at the mercy of Russia.

sea fighting. The Japanese ships, it must be remembered, have been in actbeen impaired, the crews of Admiral Togo's ships have enjoyed the prestige of continuous victories, while opposed to them will be a fleet of brand-new ships, more or less untried, and none warfare, and whose crews have never yet been under fire.

The Associated Press hears, however, that important conditions are above. According to this information the Baltic fleet will be started for the Far East, but the continuation of hurried on with all speed possible. If defects develop in the vessels or if Wiren falls utterly the squadron can,

Nothing, it is argued, will be the fact that it may have to be reckoned with later may make Admiral Togo wary about ricking his ships when the time comes for Rear-Admiral Wiren's sortle, and thus give the latter a better opportunity to es-

No official dispatches from the front were published on Sunday. The military situation, so far as the public is informed, referring unchanged. Numberiess stories are affect regarding impertant commands with the new army and the disposition of various prominent officers whose names have mentioned in connection therewith, but nothing conclusive has yet been practise to give any Oshu pinys given out. It is morely evident that close rule. All of the long grass preparation for the disputch of fresh troops in being pushed as rapidly as the putting greens have been possible. Is is understand that the sity happroved since the tast con- second disvision of the guards region. The dance of Halring Heturday monte is already under orders to go.

Alford C. Wall having already engaged BURIAL AT OBERLIN OF MRS. WESTERVELT AND DAUGHTER

The Oberlin (O.) Tribune says:

The burial servi - eyer the remains of Mrs. Louise C. Westerveit, brought from Honolulu, Hawali, and of Alice Lorena Westervelt her infant child, was held last Saturday forenoon at 10 o'clock in Westwood Cemetery. Rev. D. Bradshaw, paster of the First church read a portion of scripture closing with the beautiful description of Joys of the Redeemed, as partially outlined in the book of Revelation. Rev. C. N. Pond spoke comfortingly and feelingly of the departed ones. After prayer the urn in which the ashes of the cremated body had been placed, was lowered with white ribbons into the grave, while Dr. Bradshaw repeated the ordinary funeral service.

Mr. Pond's address is here given in

It is very especially and particularly a service of love that has gathered us of this nature, however tender and reverent they may be made, there is one purpose of utility that must be subserved. The living must bury their dead from their sight. But no such purpose has brought us hither.

The precious dust of little Alice two years old, had been resting in the bosom of mother earth twenty years in the middle East. The ashes of Alice's mother, brought hither in this sacred funeral urn, could find no more beautiful resting place than the Paradise of the Pacific, the fair island where she spent her latest years. But the husband and father has brought the one hundreds of miles from the East and the other thousands of miles over sea and land from the West that they might for love's sake be together interred in the home cemetery at Ober-

This is the expression of mother love, of conjugal affection and filial and family attachment, all of them being but streams from that fountain of all, the love of God. In that sentiment made operative every day, our departed friend Louise Clark Westervelt, was reared, as the daughter of Rev. and Mrs. George Clark. Well do I remember Mr. Clark's fervor and devotion. He seemed to me in a very unusual degree to combine the ardor and conviction of the evangelist with prudent knowledge and wisdom of a man of the world. Growing up in this spirit, our Louise ever was true to it. I had an occasion to experience the pervasive influence of her kindness and hospitality when I passed a night and a day in her island home on Maul, fourteen years ago.

great weakness she could not be seen But her thoughtful hospitality, in all the little careful plans for the happiguests, made us feel that although she was invisible, we were encompassed by Simular was the influence that went forth from her during all the years. Shut in as she has been by physical limitation, yet there has radiated from her home the influence of trust, of faith and of friendship whose value has been felt and known in more continents than one.

The Master of all worlds has varied forms of service. Some he equips for great enterprises. With a nerve that never troubles, a sinew of steel, and a strength that never seems to wane. these great leaders push on the giant enterprises of God's car of Providence. Then there is the great mass of average workers who perform the tasks of the work-a-day world. With steady application and sturdy power they carry on the activities of nations and of continents.

But there is another class whose sera service of love that has gathered us vice is different. They are feeble; they here today, On all customary occasions suffer; they are sick. Their service is not to do but to bear. They patiently endure; they become the refiners of soclety, they teach us gentleness and patience, and tender affection. are just as needful as are the strong or the seemingly more highly favored. They fuffil the beautiful thought of the master poet:

> "His state is kindly, Thousands at his bidding, speed and

O'er land and ocean without rest. They also serve who only stand and wait."

Such was the service of our dear Born in 1850, graduated in 1870, a bride in 1873, the bride of death in 1904. Through these fifty-four years it has not been granted to serve in the fullness of equipment and strength but with patience, gentleness, resignation love. And no one can feel that this service has been for naught,

All of us who have known our Louise have been blessed and helped by her influence. There is an inspiring faith and a contagion of trust that has extended its influence afor. We scarce need to offer the prayer that our brother may be helped and sustained. We scarce need to offer this prayer because already it is answered. He is sustained and he is helped. But we do pray that Divine Grave may be given him enlarged measure and that this open grave receiving this precious dust and these sacred ashes now united in their final resting place in this

THE JURY FINDS BOYD **GUILTY OF EMBEZZLEMENT**

(Continued from Page 1.)

in the business of the Land Office, which which should not be taken into account against the defendant. It was a condihad obtained under the defendant's to the country taken the authorities so long to find out the defalcations in the Land Office. paying some attention in his remarks public trust. This boldly announced programme to the Auditor's responsibility. He re-Works, when Deputy Attorney General evidence.

Judge Robinson, who had been looka few soothing words asked Mr. Chillingworth to proceed.

attached to the programme outlined checked with an interruption on the tion be preserved in the office. Mr. same point by Mr. Fleming. At about the voyage to its destination will de- turned, when Mr. Chillingworth prothemselves stand the test of actual new General's office bobbing up with Mr. Andrews did not interfere

He laid great stress on Mahaulu's volunteer statement that there was no stenographer present when, as he testiat the worst, return and await the fied, he fold Mr. Peters that Boyd gave completion of other ships now build- his check for a bill produced among his check for a bill produced among evidences of public money taken by lost and much may be gained by the Boyd. He accused Mahaulu, in this as mere departure of the squadron; and in other parts of his evidence, of suppressing facts in favor of Boyd. It was Mahaulu, as counsel viewed it, invented

Mr. Chillingworth reviewed portions of the evidence, arguing therefrom that purport was not a met of the case had there was really none but Mahaulu's it not been for there's averaging that on which defendant could be convicted after the R. H. Wright incident, the ing the defense he arged the jury to recall anything he might have omitted Land Office. It was entirely immatewhich hors on the innounce or guilt rial what might have been done before of the defendant, as it was their duty liopd's time in office, he having admitchillingworth closed with an assertion of his even bestef that the defendant

documentary evidence in his hands plunged directly at the gist of the case. It is doubtful if ever a case of such he was not called on to defend but importance was more tersely and effectively summed up at any bar of justice. There were no rhetorical fireworks in the Attorney General's address, unless tion, according to the evidence, that some apt remarks on the consequences predecessors. Counsel asked why it had public money might be so described, but a sedulous hammering out of bald facts and a nailing to the counter of spurious coln of extenuation for malfeasance of

The Attorney-General displayed the seems to stake the whole issue upon seems to stake the whole issue upon ferred to defalcations in other departsea fighting. The Japanese ships, it ments, mentioning that of Public never reached the public trensury and never reached the public trensury and never reached the public trensury and remarks, mentioning that of Public never reached the jury that the defendant receipts for public money that had secretary to the Delegation of this Resolution be handed by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks be remarked by the remarks are also been in actmarks by the remarks are a ter how greatly the efficiency of the Fleming. Mr. Andrews being tempora- under the specific terms of the law both Regiment for the St. George Cross. guns and the speed of the vessels have rily absent from the room, got up and for the collection and custody of all objected to his going outside of the public money due the Territory in his has evidently greatly inspired the gardistrict. There was a simple and ex-cellent system in the Land Office for Judge Robinson, who had been look- the collection of dues. A regular form ing into law books, said he had not of receipt was provided, having a stub of which have fired a shot in actual heard the remarks objected to, but with for recording the details of each collection. Boyd, instead of using this form, had a special billhead printed, by means of which land rentals might be Mr. Chillingworth was soon again collected and no record of the transacdrews displayed to the jury the blank receipt leaf, untorn from the book and that instant the Attorney General re- folded back to conceal it from a cursory view, the number of which correspondpend primarily upon how the ships tested against members of the Attor- ed with that of the billhead receipt for one of the sums shown in this case to themselves stand the test of details and the satisfied and secondly upon developments in the Far East. Should all partment was present conducting the have never reached the contradiction of Boyd's statement that partment was present conducting the had not taken up the cash business age and Rear-Admiral Wiren be able and defendant's counsel called the 24 until October 1, by a memorandum to strike a telling blow at Admiral jury's aftention to the "unseemly inof a deposit in the Treasury made out Togo, even if half his ships go to the terruptions" and then picked up anew bottom, the Baltic squadron will be the thread of his remarks. himself under date of September 28 the same year, was duly treated. Boyd's admission of having made all the entries in the cash book, excepting when he was absent from Honolulu, fixed his responsibility apart from the legal fact

Mr. Andrews took up Boyd's cipher code left with Mahaulu, intended to then he saw the check in court that apprise him of any danger asising out a story to show that he had nothing to iy no question of Hoyd's knowledge that do with the bringing of a false exsaying that the document left absolute time he went to Hile. The showdown of L O. U.'s and other papers of like whole system of advances, of public money on salaring was abolished in the

Buyd's statements of haring kept deposits of the one; money in Mahamutu's Attorney descript Andrews did not planning of the gild rhe h was minuted as tweed no tereliminary absences and proved false by Mehaning singular those has been been called valuables of our of the file the Attorney

ST. PETERSBURG, Oct. 5, 6:20 P. M. -Emperor Nicholas has at last received General Stoessel's official report of the desperate four days' assault of the besiegers upon Port Arthur from September 19th to September 23d, from which it appears that the unofficial re-The Japanese displayed

was made Commissioner.

when he went to Hilo and to Washing

left Mahaulu in charge of the Land Of

burger of his (Boyd's) salary and give:

him entire control of his private fi

nances. He acted on the theory that

a man who stole Government money

private money with. Not only that

but Boyd appointed the man he knew

to be a thief, according to his present attitude toward Mahaulu, to succeed

himself as eashier of the Public Lands

Mr. Andrews made a few strong re-

that there could not be a doubt in the

had been proved an embezzier of public

REPULSING

noneys on all three counts of the in-

JAPANESE

is the right man to entrust his ow

" funds but had made him the di-

the absences mentioned he had not or

Yet on his leaving the office of

water works. They prepared for the assault by a ed their attacks simultaneously from to Halekauwila street, along Halekau-the north and west. Night and day they fought under cover of a continual And Resolved, Further, that the

bombardment from their siege guns, President and Secretary hand a copy and finally reached the redoubts on the of this resolution to Hawaii's Delegate north side, but only after the defenses to Congress, with the request that he there were completely demolished by do all in his power to procure an ap-

shell fire from the west. The Japanese efforts were directed chiefly against the commanding posi-tion on High mountain, which faces Pigeon bay, slightly south of Fort Etse, The mountain is 500 feet high, and if it consecrated ground, he and all of us had fallen its position would have giv-may go about the work of life with en a tremendous lever against the chain added inspiration and a new sense of of inner defenses. The carnage there ern boundary of the area. It was rethe love of God which gave and which I was terrible and culminated September piled that that was too near China-22d, when the Japanese succeeded in reaching and occupying the Russian other direction and that there was not armored shelter trenches, whence they expected undoubtedly to sform the summit. During the night Lieutenant Poggorsky of the navy, at the head of a detachment of volunteers, descended upon the trenches and blew them up with pyroxylin bombs, producing a panic among the besiegers, who fled,

leaving the mountain side strewn with The Japanese then abandoned further attempts, but after a day or two to recuperate, according to General Stoessel's second dispatch, dated September 30th, they resumed the bombardment of the city and outer works and began to construct zigzag approaches, to get a nearer point, from which to launch their next assault.

considered vital, as there is a fresh water lake and numerous wells, as well as a condensing apparatus within that purpose the defenses.

reminded the jury that the defendant, sky, Colonel Irman of the artiflery and as sub-agent of lands, was responsible Captain Sychaff of the Fifth Siberian Congress, with the request that he use

The complete repulse of the Japanese appropriations. rison of Port Arthur. General Stoessel Chamber met in a very important sessings the gallantry of the Russian troops sion to consider the report of the comwas beyond praise, and adds that the mittee which was appointed to look ingarrison will hold out to the last drop to the annual report of the Hawali Proof blood. General Stoessel adds that motion Committee. The sub-commit-practically nothing remained of the water works redoubts when the surviving the sum furnished the Promotion Com-Russian evacuated them.

General Stoessel's dispatch, which cut down to what is necessary to main-was dated September 30th, says: "Aft- tain the Honolulu office and circulate er bloody assaults from the 19th to the approved literature. The committee of 23d of September there has been com- investigation consisted of H. A. Isenparative tranquility around the fort-berg and E. I. Spaulding presented ress. On the night of September 23d the the report and on motion of F. M. Japanese, after being repulsed by Lieu- Swanzy it was laid on the table to be tenant Poggorsky, fled in panic. They considered at a later meeting. are now working very actively and are The report stated that the Promo-approaching by a tunnel and intrench-tion Committee had spent \$26,774.98 for The bombardment was main- advertising the Territory. tained both upon the forts and the to magazines and for nearly half a milbuildings within the fortress.

"We make sorties frequently, driving back the enemy. The repulse of the tourists. Only one line had given lower last attack was especially due to Lieutenant Poggorsky, General Kondraten ko, Colonel Irman and Captain Sychaff. The spirit of the troops is heroic. Wound d men are every day returning from the hospitals to the ranks. pray God for victory and for the health objecting to the tax in the present state

General Etoessel's report created great rejoicing and revived hope in his ability to defend the fortiess. After the failure of the storming operations the War Office here would not be surprised if the Japanese changed their plan to a regular engineering slege.

CHAMBERLAINS COUGH REMEDY CURREN COLDS

This remady acts on nature's plan alloys the cough, relieves the lungs alds expectoration, upons the secretions and alds bullies in restoring the system to a healthy condition. to weigh all the syldence. He felt ner and that the practions he mous for its cares over a large part of sured that they were gentlemen who had minimalized were directly contrary the civilinal morel. For sale by all would render no sump indement. Mr. to have ned that he knew it. \$6 flo., \$166. matricks for \$100000.

The fifficial and Commercial Record sociality all mostling authors and all pooperation notices of every kind and de-

other parts of his evidence the circum stances all tended to show he told the Mr. Andrew's, referring to Boyd's at-BUILDING tempts to make Mahaulu out as the thief of the moneys in question, said if that were true floya knew it before

Chamber of Commerce May Cut Promotion Money.

The Chamber of Commerce met yes erday morning and adopted important resolutions. President Tenney was in the chair and over twenty members were present. The matter of a site for ections on the public consequences of the proposed Federal building was laid allowing such misappropriation and before the Chamber by the president, private conversion of public money to who did so at the request of the Fedgo unpunished. He concluded by saying eral officials and Governor Carter. Mr. Tenney impressed the necessity of cominds of the jury that the defendant operation of the members. Resolutions had been proved an embezzier of public which had been prepared by the board of directors were submitted. The first idea had been to select several sites and submit them to the Treasury Department, but it was later thought best to outline a section of the city within which it was the desire of the Chamber that the building be located.

E. I. Spaulding moved the adoption of the following resolutions:

"Resolved, That the President and ecretary of this body be requested to ommunicate with the Honorable Secretary of the Treasury, on the urgent need of Honoiutu for a Federal build-ing, suitable to the present and future needs of Federal officers, and petition-ing that official to recommend an appropriation for such purpose in his next report to Congress.

Resolved, Further, That the President and Secretary, in so presenting the matter to the Honorable Secretary of the Treasury, request that should ag port from Chefoo was by no means ex- appropriation be made, such public building be erected on any suitable site frenzied bravery, but they lost 10,000 within the following boundaries: Commen, and their only success was the mencing at Halekauwila street, up Fort capture of two redoubts guarding the street to Hotel street, along Hotel street to Richards street, down Richards street to King street, along King street general bombardment, and then launch- to Milliani street, down Milliani street

propriation for said purpose."

Some suggestions were made to the effect that the fishmarket block should have been included but it was decided that as the new docks would bring it directly on the waterfront it was impracticable. It was also asked why It was also asked why Nuuanu street was not made the west-ern boundary of the area. It was retown, that the city was growing in the a suitable site to be obtained in that section. The Washington officials have intimated that the proposed building is to be 150x150 with at least forty feet clear around it. It will probably be three stories in height. The resolutions were adopted without a dissenting vote and the recommendation accompanied by a map and photographs of the streets and buildings in the area will be forwarded to Washington.

The following resolutions were unanimously adopted:

Resolved, That the President and Secretary communicate with the Honorable Secretary of the Treasury of the United States on the necessity of securing a revenue cutter for service in the Hawalian Islands, and respect-The loss of the water works is not fully request that official to embody in his report to Congress a recommendation for an adequate appropriation for

> "And Further Resolved, That a copy all means in his power to secure such

> In the afternoon the directors of the mittee by the Chamber of Commerce be

Hon pieces of literature. The local office had been an accommodation for steamer rates. The committee disapproved the inviting of editors to the islands as the guests of the Promotion Committee. The \$15,000 denated by the Chamber comes from a wharfage tax and many of the smaller importers are of business. It was recommended that the tax he reduced and the Promotion Committee be required to give a detailed account of its expenditures quar-terly. It was thought that the \$1,000 or over that the committee had on hand would be sufficient for the present and it was recommended that the wharfage tax go to the improvement of the city, sapecially Kapiolani Park. Phere was considerable discussion per doll con and the imitter was laid as the table.

May Contest Notley.

It is reported that the Democrata are going to make an attempt to keep Not-ha's name off the ticket. A search is being reads for a suring of former formulary thouser which was to the effort that deligates must get in their papers at the same time as nominate from outside districts. The Supreme muct how declared the secretary's rul-

TOILS ARE

(Continued from page 1.)

Q.-Is there anything else in regard to the charges here that you wish to state to the court?

A .- Not that I know of. UNDER CROSS FIRE

Cross-examined by Attorney General Andrews, Boyd said he had charge of the Land Office cash at the times mentioned. Was pretty sure he did not take charge of cash after returning from Hilo until the 1st of October. Was making his report to Mr. Brown in the

Witness here admitted his signature to paper after paper shown him. One of them was to a memorandum of deposit in the Hawaiian Treasury, of the sum of \$2224.82, under date of September 28, 1900. This was within the time when he swore Mahaulu handled the office cash. He explained the inconsistof statements by saying Mahaulu took everything to sign,

Yes, he had signed the Hakalau re-

Q.-Why didn't you make an entry

A .- I told you there was a mistake Witness admitted he should have made an entry of the amount when he signed a receipt for it. He was nonplussed when asked:

"Suppose Mahaulu had cashed that and put the money in his pocket, how could you tell what became of it?"

Asked why he did not make an entry of the Kaneohe Ranch money when he stamped it paid he answered:
"Because Mr. Brown being away at

Washington Mahaulu was practically in charge of the cash." To several questions he repeated his

plea that it was all Mahaulu's busi-Q .- Under the law is not every subagent responsible for the receipts in his

district? A .- Yes, sir Boyd volunteered a statement here about the "transition period" and leases

made therein having been cancelled. Asked about his signing of receipts without caring where the money went, the defendant repeated his statement about Brown's absence and Mahaulu's responsibility.

Shown the receipt for \$1552.50, Boyd

"You never took the trouble or saw the necessity of entering this amount on the stub book?" "Because the money was not received

by me," the answer came. "You were perfectly willing to sign a receipt for money for the Territory of Hawaii and allow anybody to go out and collect the money and put in in his

"If you would bind clerks in the office down to any such rulesporter did not catch the conclusion of this answer.

THE CIPHER CODE.

Mr. Andrews here introduced the cipher code given by Boyd to Mahaulu on the former's departure for the land of Hawaii, which appears at the head of this report. Mr. Chillingworth objected to its ad-

mission because it did not relate to the case on trial and was neither addressed nor signed by any person. Boyd, however, acknowledged

that the handwriting on one side was his own and identified the handwriting on the other side as Mahaulu's. The paper was filed as an exhibit,

a motion to strike it out was denied. Boyd said he thought it was written when he was Commissioner and Mahaulu secretary. Mr. Andrews questioned witness

checks. Then he showed him stub book entries from 299 to 304 inclusive, all of which defendant acknowledged as his own Q .- Are there any stubs there in the

handwriting of Mahaulu except when you were away?

WHOLESALE EXHIBITS.

"Did you say there were no I. O. U.'s after the B. H. Wright affair?" Attorney General asked. "I do not know of any," Mr. Boyd

"Did you ever see that before," was next asked, as an L O. U. of October 1, 1902, was presented to defendant's

Boyd admitted he had seen it and acknowledged his signature thereto. Then, one after another, the Attorney General deals out L O, U.'s, receipted bills, paid notes of hand, all belonging to E. S. Boyd. In almost every case defendant reluctantly admitted that these payments on his acsount were made out of funds belonging to the Territory of Hawaii in the Land office.

About the third paper, indeed, he feebly protested as "only a scrap of paper" with his name on it which omeone had filled out.

The amounts ranged from \$35 up to \$500 or more, with the order for \$500 from Washington copied above besides. This letter in typewriting except the signature, "Ned," was acknowledged by the defendant as having been sent by him to Mahauta.

At 4:59 Mr. Andrews rested in crossexamination.

Fhillingworth unnounced be would hald a redirect examination of the defendant this morning. The court then rose for the gay.

Henry H. Renton guardians of Arthus H. F. Henton and Meur. O. Henton, minors, positions for approprial of ac-

188.16; contralisions on income (files.18), accorded acco batanca, \$1991.75; total: \$21,525. 22. This balances the receipts, property on hand, consisting of bonds, dreich real callete in Bun Francisco (\$10,00) and cash balance amounts to a valuation of \$110,761.15.

TRAMWAYS CO. LIQUIDATION. By an order of Judge Gear yesterit appears that the liquidator of Hawalian Tramways Co., Ltd., is pre-pared to pay a first distribution mounting to two pounds sterling a share on the capital stock of the c The order is one appointed pany. Francis M. Swangy as administrator de bonis non with the will annexed of the estate of the late Charles H. Judd. in whose estate still unadministered

are 40 shares of the Hawalian Tramways Co., Ltd., the par value of which is five pounds sterling (about \$25) each. The late Chief Justice Judd was the original executor. After his death Julie J. Swanzy, daughter of the testator, was appointed administratrix with the will annexed but has never qualified and is at present absent from the Territory. Mr. Swanzy is appointed for the purpose of receiving the proceeds of the liquidation mentioned, under a

COURT NOTES.

Judge Robinson yesterday signed an order as of October 3 for a new trial, granted on motion of plaintiff, of the suit of H. G. Middleditch, trustee in bankruptcy of Chas, F. Herrick Carriage Co., Ltd., vs. J. Kalanianaole,

Kilauea, Kaual, Oct. 10, 1904. Editor Advertiser: At a Republicat rally held at Kilauen yesterday, Mr. Cox read, at the request of Mr. W. H. Rice Jr., chairman of the campaign committee, a plank of the Republican platform adopted at Libue on October 8th by unanimous vote of the District committee, as follows:

"We particularly endorse that part of the Republican Territorial platform that declares in favor of adequate support of our public schools. We demand provision for the accommodation in school and for the efficient instruction of every child of school age. And we pledge our candidates to secure in the next Legislature appropriations ade quate to maintain our schools at a high standard of efficiency.

He then said: The schools of Kauai and in other parts of the Territory are at the present time in a deplorable condition. You have been putting children to school in rooms that are unfit for human habitation and under conditions that are a disgrace to a progressive people. The pay of your teachers, always low and insufficient to attract enough qualified teachers to supply all the schools, is now on a basis of pov-erty that will be ruinous to your schools and is discreditable to yourselves. In this year of our Lord One Thousand Nine Hundred and Four, in this very district on Kauai, out of a total of four schools, two have been closed for considerable portions of the year, and one of them still remains closed, by reason of the inability of qualified persons to accept employment at the wages offered. The election of the next Legislature marks an important crisis in the cause of education in this Ter

Within the year we have found ourelves in the condition of being hard up. We were out of pocket a good many thousand dollars. And like a good house-keeper we knew that we had got to make both ends meet. We had got to make up the deficiency. And we preferred to do it heroically and But how to do? Make the rich men of the Territory put up the money It were hardly fair, the fault was the fault of all. Assess the laboring men or the amount lars off the meager pay of policemen or levy a special tax on the small farmer? That were injustice indeed. Do you suggest that the burden be shared evenly by all men or in propor tion to their ability to pay? That might not be unjust. But how did we distribute the burden? Of the five or tenthousand men on Kauai how many men are contributing to that deficiency fund? Eight! You can count them on the fingers of your two hands and still have our thumbs left disengaged to stick into your self-congratulatory suspenders. Kauai men get off easy. Kauai men get off easy. But women? That is another story.

Your school teacher with her poor forty dollars a month you have made to contribute one hundred dollars toward that deplorable deficiency. Every school mistress on Kausi and throughout the Territory is giving of her hard-earned living a hundred dollars or two hundred dollars to save her brethren possessed with the franchise from the consequences of their own folly in the exercise of that right of franchise. Taxation without representation may tyrrany, but it has saved us, this one save us again? The platforms of the Republican party are unmistakable of this question. The candidates of the Republican party are pledged to embody these principles in effective legislation, I appeal to your justice and hivairous support to your schools and theustire of justice-even though it he a turdy measure of fustion-to your school-mistrosses?

LAME BACK. This althout is usually caused by COME INTO INHERITANCE: he sured by applying chambertain's Pain Rain ton in these lines a day flange P. Henton for himself and and raining the parts vigorously in field rolling found on a piece of stoning

THE SUGAR WORLD

On account of the low water in the Elbe river, Germany, about

2,500 cars full of Austrian sugar had to be transported by rail, causing a loss through increased freight of about 250,000 marks.

The Danske Sukkerfabriker in Copenhagen, which owns almost all the beet sugar factories in Denmark, made a net profit of 500,000 kroner in the last campaign. A 10 per cent dividend on 1,000,000 kroner of capital was distributed.

The Italian sugar trust, representing a capitalization of 80,000,-000 lire, has forced prices upward. The raw sugar production of the 18 companies composing it has been fixed at 1,060,000 metric hundredweights. This amount is refined by four refineries.

The retail grocers of Great Britain are rebelling against the conditions which force them to sell sugar to the consumer without any profits for themselves and have formed a Retailers' Sugar Association for the purpose of fixing a minimum price on sugar that will leave them a margin of at least a farthing per pound.

Messrs, Joaquin Guma and Federico Mejer of Havana report to this paper under date of August 31 that the total sugar exports of Cuba for the campaign of 1903-1904 up to that date amounted to 1,042,177 tons, against 772,281 tons in 1903. The stock on hand at that date amounted to 47.558 tons, against 203,638 tons in 1903. The local consumption had reached 27,860 tons in eight months, against 26,045 last year. The total amount of sugar received in the various ports was 1,022,760 tons, against 959,479 tons in 1903.

The Liste Generale des Fabriques de Sucre for 1904-1905, issued by the bureau of the Fabricants de Sucre de France, at Paris, enumerates 307 French beet sugar factories, 119 French rasping stations, 46 sugar and molasses refineries. Germany is listed with 302 beet sugar factories and 60 sugar refineries. Austria-Hungary is listed with 217 beet sugar factories and 19 refineries; Russia with 238 beet sugar factories, 37 sugar factories and refineries, and 18 refineries; Belgium with 102 beet sugar factories, 13 rasping stations, 6 sugar loaf refineries and 32 candy refineries; Holland with 28 beet sugar factories and 10 refineries. The United Kingdom is listed with 22 refineries. Italy is given 34 beet sugar factories, 6 refineries; Denmark, 7 beet sugar factories and 4 refineries; Sweden, 18 beet sugar factories, 3 rasping stations and 9 refineries; Spain, 46 beet sugar factories, 21 cane sugar factories and 6 refineries; Roumania, 6 beet sugar factories and refineries; Bulgaria, 2; Servia, 1; Greece, 1; Switzerland, 1; Chile, 4; Uruguay, 2; Brazil, 1; Egypt, 17 sugar factories and refineries; Guadeloupe, 10 sugar factories, Reunion, 31; Mauritius, 121 cane mills; Argentina, 42 cane sugar factories, and Java 182 cane sugar factories.

L. Raynaud closes a review of the situation in the various sugar-producing countries, written for the Sucrerie Indigene et Coloniale, with the statement that the Brussels convention has not been in force long enough to permit of a definite judgment as to its effects. But he is of the opinion that the British market will be more and more closed to beet sugar, and that the British consumer will eat principally cane sugar from British colonies which have been crowded out of the American market by Cuban sugar. Therefore the European manufacturers must restrict their output.

The development of the beet sugar industry in Austria-Hungary is shown by the following figures: In 1842, abgout 4,000 hectares were planted to beets. In 1848, about 1,000,000 metric centweights of beets with a sugar content of 6 per cent were produced. In the campaign of 1853-1854 there were 106 beet sugar factories, working about 3,000,000 hundredweights of beets with a sugar content of 6.5 per cent. In the campaign 1873-1874, there were 244 beet sugar factories working 13,700,000 hundredweights of beets with a sugar content of 9 perfecent. In the campaign of 1803-1804, there were 232 beet sugar factories working 77,750,000 metric hundredweights of beets with an average sugar content of 14.8 per cent. In 1901-1902, there were 217 beet sugar factories working 89,500,000 metric hundredweights of beet with an average sugar content of 16 per cent,

A rather acrimonious debate has been running through various sugar journals for some time regarding the relative merits of American and British sugar machinery. The Hawaiian Planters' Monthly for August 15, 1604, voices the sentiments of the American Sugar Industry and Beet Sugar Gazette when it declares that it has "no desire to enter into a fruitless discussion of the relative merits of the various makes and designs of sugar house machinery. So far the Hawaiian sugar planters and manufacturers are concerned, the question admits of no discussion. The modern designs of sugar house machinery, which long ago supplanted the British styles in the mills of these islands, are entirely of American construction.' The American sugar industry has always given preference to American machinery, and has been well satisfied with the result. And various writers who have taken part in the discussion, some of them Englishmen, have practically admitted that British manufacturers have not thoroughly appreciated, as a rule, the modern requirements of highly intensive production. This is not claiming that they are not capable, or will not do so, in the future, and if they do, the result will be a greater stimulation of the inventive faculties of American machine builders and a consequent gain to the sugar industry.--American Sugar Industry and Beet Sugar Gazette.

TRAVELS OF PRAIRIE CHICKENS.

An Emporia man advances the theory that prairie chickens are so scarce about Emporia now because they migrate west every spring to hatch their young. This sportsman was out trying to find some the other day and failed, although he went clear to the

All the farmers along the way told the same story. Each said there was a big bunch of chickens on his farm until spring and they then disappeared. The farmers thought it was nothing strange that the chickens should go west to hatch their young and are looking for chickens to come back next winter,

As a matter of fact, prairie chickens are not among the migratory birds, but the chickens in this part of the country seem to be adapting themselves to conditions. This country is being settled up closely and put under the plough, and the birds want wilder territory where their young will be safer than in a well settled locality. Then in the winter the birds come back to the cultivated country because there is plenty of food in the fields.

Last year the attention of sportsmen was attracted by great flocks of chickens that came in from the northwest in the duck seas son. It was the first time they ever saw chickens migrating. A flock was seen near Americas which was said to have had 400 chickens in it. Last winter there were a number of flocks of this chara: within four miles of town, which was an unusual thing. The minors have come of logic age. Their discussions and state of the stat

THE QUEEN.

(Continued from page 2.)

ful wobblings and gyrations of the loyal straight Republican. At another time an enthusiast who spent most of his time in seeing that the jar of liquid refreshments that stood near the speaker's stand did not run over started up a flow of oratory that nearly drowned out the gentleman who was But the audience didn't mind that, for after all noise and elo-quence is the essential part of these rallies and the audience cares little what is the source. Samuel C. Dwight was the chairman

of the meeting and most of the speakers made their addresses in Hawaiian. Mr. Kealakathonua was the first speaker and spoke of his experience with the Republican party in Utah where the Hawaiians were not able to get title to their lands in fee simple until the Republican party came into power. He said that the sooner the Hawallans became Americanized the better. He was followed by A. S. Kaleiopu who made an eloquent speech. He made a telling hit when he showed the attitude of the Democratic party in respect to the negroes and that Senator Tillman said that the Hawailans were no better than "niggers", , He then soaked the local Democracy with the same rock by saying that Mossman in his speech at Aala park scored the Republicans for letting T. McCants Stewart go to the Coast to speak. Kaleisaid that this proved that the local Democrats also drew the color

E. Faxon Bishop was the next speak er and began his remarks by announcing that he was a stranger to that part of the town but that when he was a youngster he had been employed as a sort of supercargo on the waterfront and saw many familiar faces in the lar roast and ended by declaring that the Fifth district ticket were all good men whether the newspapers though so or not and urging all to support them. He had previously said the same thing for Shaw,

Sol. Mahelona, the che fa man, was the next speaker and he announced that he was "a true Republican from the time when Republicanism was first established in the Territory and from the top of his head to his toes. said he was standing on a platform of independence and would fight for the people's rights.

James H. Boyd, instead of telling where the missing Public Works money went, spoke in a humorous line, referring to the "hula-hula ticket" saying that the Hawallans were not ashamed of having it called that for they were used to the "hula-hula" and would not forget it election day, Mr. Boyd declared that the Republican party was the one to be supported and that he was a Home Rule candidate at one time merely because of a peculiar local political situation.

F. P. T. Waterhouse and Oscar Cox were the other speakers on the prowere the other speakers on the program, Mr. Waterhouse appealing especially to the younger voters,

Has Big Cargo.

The American-Hawaiian liner Nevadan is due her the 17th of this month Limited" with one of the largest cargoes ever shipped from Puget Sound to this port. The Alaskan will be the first ship of the line to leave this port for New York direct next season. She will sail from New York soon for Honolulu.

FOUNDED IN HONOUR. No doubt you have seen in the papers such announcements as

this concerning some medicine or

other: "If, on trial, you write

that this medicine has done you

no good we will refund your

money."-Now, we have never had reason to speak in that way concerning the remedy named in this article. In a trade extending throughout the world, nobody has ever complained that our medicine has failed, or asked for the return of his money. The public never grumbles at hon-estly and skillfully made bread, or at a medicine which really and actually does what it was made to do. The foundations of WAMPOLE'S PREPARATION are laid in sincerity and honour, the knowledge of which on the part of the people explains its popularity and success. There is nothing to disguise or conceal, It was not dreamed out, or discovered by accident; it was studied out, on the solid principles of applied medical science. It is palatable as honey and contains all the nutritive and curative properties of Pure Cod Liver Oil, extracted by us from fresh cod livers, combined with the Compound Syrup of Hypophos-phites and the Extracts of Malt and Wild Cherry. This remedy is praised by all who have employed it in any of the diseases it is recommer ded to relieve and cure, and is effective from the first dose. In Anemia, Scrofula, Nervous and General Debility, Influenza, La Grippe, and Throat and Lung Troubles, it is a specific. Dr. Thos. Hunt Stucky says: "The continued use of it in my practice, convinces me that it is the most palatable, least nauseating, and hest preparation now on the market."

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a treatise on the fundamental principles of growing Sugar Cane, should be in the hands of every

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(THE STANDARD AMMONIATE) in increasing and bettering the growth of Sugar Cane is now so well understood that the real profit in sugar growing may be said to depend upon its use.

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Fortuna General Insurance Co. OF BERLIN.

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F. A. SCHAEFER & CO., General Agents.

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Agents for the Hawalian Islands.

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THERAPION. This successful mody, used in the Continuous Hospitals by Ricord Rocken, Jobert, Velpaus, and others, combines all the desiderate to be sought in a medicine of the third, and surpasses everything hitherto employed. THERAPION No. I maintains its world-suscended and well-merited reputation for derangements of the kidneys, pains in the back, and tindred aliments, affording prompt relief where other well-tried remedies have been powerless. THERAPION No. 2 for impurity of the blood, scurry, pimples, spots, hiotohes, pains and swelling of lesists, gout, rheumatism, a all diseases for which it has been too much a fashion to employ mercury, caragarila &c., to the destruction desufferers teeth and ruin of health. This preparation purities the whole system through the blood, and thoroughly eliminates all personous matter from the body. THERAPION NO. 3 for exhaustion, sleep-leasness, and all distressing consequences of dissipation, worry, overwork, &c. 15 possesses surprising power in restoring strength and vigor to those suffering from the enervating influences of designation, worry, overwork, &c. 15 possesses unprising power in restoring strength and vigor to those suffering from the enervating influences of designation, worry, overwork, &c. 15 possesses unprising power in restoring strength and vigor to those suffering from the enervating influences of designation, worry, overwork, &c. 16 possesses unprising power in restoring strength and vigor to those suffering from the enervating influences of designation, worry, overwork, &c. 16 possesses unprising power in restoring strength and vigor to those suffering from the enervating influences of designation, worry, overwork, &c. 16 possesses unprising power in the string over th THERAPION. This processeful

REAL ESTATE TRANSACTIONS.

Entered for Record Oct. 10, 1994. Maris J Bartista and heb to Mari-Maria J Haprista and belt to Jose T K Pips and wf to Aktes D the Cockett and wf to 1) T Flein-

Torald Ogoto et al to Unblocho

August Hen and we in Manday # 2 1000 proc 20 104 and 2 104 and 2 104 and 2 105 an

Entered for Record Oct. 11, 1904. Henry Roberts to Hoopii Kaluau (k)

Hoopii Kaluau (k) et al to J Burns...D Punohu (k) to Walputtani Kumu-

Telxeira . . . H Waterhouse Tr Co Ltd to Western & Hawn Invst Co Ltd.....AM Entered for Record Oct, 12, 1994.

Recorded Oct. 1, 1904.

Frank De Mello and wf to Arthur W Neely; Agrmt; to sell for \$1200 6075 sq ft land, bldgs, etc, near Kajulani Drive, Honolulu, Oahu. B 265, p 266. Dated July 2, 1904.

Henry Waterhouse Tr Co Ltd Tr to Flora M Sinclair; Rel; lot 19, blk B, of Gr 3400, Kinau St, Honolulu, Oahu; \$1750. B 226, p 47. Dated Sept 29, 1904. Milikaa Holopinai and wf to T K Laakea; D; int in pc land, Waiakea, Hilo, Hawaii; \$1400. B 258, p 399. Dated Sept 2, 1901.

Kanaloa and hsb to Henry Wiggin (Mrs); D; R P 3224, Puna, Hawali; \$100. B 258, p 401. Dated Sept 9, 1904. Amelia Nakapuahi (Mrs) to John Fitzgerald; M; pc land, Church St, Hilo, Hawaii; \$305. B 259, p 493. Dated

Sept 30, 1904. H S Rickard and wf to E W Barnard; D; ½ int in Gr 1968, Laupahoehoe, Hilo, Hawali; \$300. B 258, p 402. Dated Sept

Recorded Oct. 3, 1904.

Evangelino da Silva to Joao Feroz; Rel; pc land, Kaiwiki, Hilo, Hawaii; \$75. B 259, p 495. Dated Aug 24, 1904. Antonio J Estrella to Manuel I Cordeiro; CM; leasehold, bldgs, furniture, horse and 12 chicken, Kaumana Rd, Hilo, Hawaii; \$350. B 259, p 495. Dated

Sept 5, 1904. Frederic W Hardy to Francisco Tei-3931, Waiakoa, Kula, Maui; \$200. B 252, p 88. Dated Sept 12, 1904.

Thos P Rochfort to Emily Agular; D; 1 A in hui land, Ulumalu, Hamakualoa, Maui; \$25. B 264, p 124. Dated Sept 27, 1904

William Green Jr to Elikapeka Macy (w); D; 1-3 int in 1-3 of east half of R P 6467, Ookala, Hilo, Hawaii; \$50, etc. B 261, p 424. Dated Sept 8, 1904. A N Campbell Tr to Laie K Pomroy; Rel: lots 3, 4 and 5, blk I, Kapiolani Park Addn. Honolulu, Oahu; \$400. B 221, p 326. Dated Oct 1, 1904.

I E Ray to R A Lyman Jr; Rel; horses, mules, wagons, etc, of Mana Stables; \$1100. B 232, p 315. Dated Aug

R A Lyman et al to F S Lyman; CM; int in Cal Stock & Dairy Co, horses, mules, drays, wagons, etc, Hilo, Hawaii; rents on lease to Hakalau Plantn Co; \$7500. B 259, p 497. Dated Aug 13, 1904.

John N Makaiwa by Gdn to Notice; Notice: applen for Reg title of por R P rid of the distressing indisposition." For sale by all dealers and druggists. lulu, Oahu. B 265, p 269. Dated Sept Benson, Smith & Co., Ltd., agents for 26, 1904.

Sam Wo Jan Co; Co-P D; general foreign and Chinese mdse, Ookala, Hilo, Hawaii; 20 yrs, Cap Stock \$7000, B 265, p 210. Dated Sept 29, 1904.

Mary Davis et al to Sophia Davis; Partn D; lot 1 of R P 3451, Kul 2099, Ap 2. Kauluwela, Honolulu, Oahu; \$1. B 261, p 425. Dated July 6, 1964. Sophia Davis C Duck (widow) et al

Banff, Glacier, Yount Stephens notulu, Oahu; \$1. B 261, p 425. Dated

July 6, 1904. Sophia Davis C Duck (widow) et al o Nalani Davis; Partn D; lot 3 of R P 3451, Kul 2099, Ap 2, Kauluwela, Hono-

6. 1904. W Akau to C Ako: BS; leasehold and int in bldgs, Honuaula, N Kona, Ha-

waii; \$140. B 265, p 213. Dated Aug 13, 1904. Wm A Kinney and wf to Est of S C Allen by Trs; M; lots 1 and 2, blk 19, College Hills, Honolulu, Oahu; \$9000.

B 259, p 498. Dated Sept 30, 1904. S Iwasaki to First Bank of Hilo Ltd; BS; leaseholds and cane crops, S Hilo Hawaii; \$1500 and mtg \$500. B 265,

p 214. Dated Sept 29, 1904. Henry Waterhouse Tr Co Ltd Tr to Edith B Wallace: Rel: lot 35, blk B. Kulaokahua, Honolulu, Oahu; \$1150. B

220, p 287. Dated Sept 7, 1904. Kaniho Wagner and hab et al to M A Tavares et al; D; Grs 2084 and 2143, Kula, Maul; \$2300. B 264, p 125. Dated

Bessie A Kauwalu et als to Walalua Agrofi Co Ltd; L; 6 A of Ap 2, Gr 236, Kamananui, Waisius, Oshu: 25 yrs @ \$102 per yr. E 257, p 494. Dated Mar

Recorded Oct. 3, 1994.

Bank of Hawaii Ltd to Daniel H 'ase; Rel; lot 36, cor Dominis and Colge Sts. Honolulu, Oahu; \$1000. B 215.

H K Lowe and hab (G K) to Lucy K Henriques; Add Seey; R P 4801, Kul 7277, pe land and bldg, Hokukano I, N Kons, Hawait. B 262, p 74. Dated Sept 50, 1904.

Levi Kaleshanohano to A Lidgate confirmation; of doed of lot in Gr 28a0 Manionie, Hamakua, Hawali, 8160, 41 25s, p 40s. Duted Sept 25, 1904. G E Miner and set to Lentes Mose-

man; D; 23 A land, Makawao, Homa-kuapoko, Moni; H, etc. B pls, p 405. Dated Sept 24, 1984.

Hounded that, L. 1904-Barney C displicits to John C Wag-CM me: 1, the or more title 1147 and 1140 and 2140 and 2140 and 204 and 244 and 245 an

As hour; ID the in pary hinter that and 1140 one fatting and gehand fits thousand

Joso F Gavina to Virginia Soares. Rel. 2 pes land, Walenku, Hilo, Hawatt: \$500. B 252, p 121, Dated July 25,

Manuel Luiz and wf to Harrier E W

mig C Gay on 2-2 int in lands, lease-holds, livesteek, etc. Land: \$25,000. B

236, p 396, Dated Oct 4, 1804. Geo Lycurgus to Christina I Pelxoto; Rel; lots 5 and 6, Kaill Ave and Emma Lane, Honolulu, Oahu; \$975. B 227, p

Christina I Peixoto and hsb (M d'A) to Western & Hawn Investment Co Ltd; M; lots 5 and 6, Kalli Ave and Emma Lane, Honolulu, Oahu; \$2000. B 262, p 78. Dated Oct 4, 1904.

Lau Ah Yin and wf to Phoenix Savs Bldg & Loan Assn; M; por R P 139, Kul 776, Emma St, Honolulu, Oahu; \$617.40. B 260, p 174. Dated Oct 1, 1904. D T Fleming to Harriet W Taite; Rel;

½ A land, Makawao, Hamakuapoko, Maui; \$100. B 236, p 444. Dated Sept Chun See Chin to Chang Young; BS; 1-9 int in Chee Wo Tong Co, Maunakea St. Honolulu, Oahu; \$250. B 265, p 215. Dated May 2, 1904.

Present Move Foreshadowed

ST. PETERSBURG, Oct. 1, 5:12 p. m. -Important developments on the Eastern flank of the Manchurian army are admitted by the War Office to be pro-ceeding. The details, however, are withheld for strategic reasons, the au-thorities departing from silence only to the extent of saying that the Russian cavalry is executing important move-ments, leaving it to be surmised that it is trying to cut the Japanese line of communications and thus defeat the flank advance,

Further reconnoissances continue and indicate that the Japanese forces are still crossing the Taitse river at Bensihu, indicating that the center of ceira; Rel; Homestead Lot 32, Patent gravity remains east of the railroad, The Japanese apparently have not yet succeeded in drafting sufficient men thither to drive home their flanking operations.

No late news is obtainable of the wide Japanese turning movement east, which is regarded as the chief feature of the Japanese operations. Should Oyama be compelled to abandon the idea of an advance it is intimated in a Mukden dispatch that it is possible. with fresh troops constantly arriving, that General Kuropatkin may attempt some offensive operations.

ANHEUSER-BUSCH'S MANAGER CURED OF A HEAVY COLD.

Mr. Albert E. Stiasney, manager Anheuser-Busch Brewing Association, Cape Town, Africa, says: "During my trip in the Transvaal I contracted a severe cold, and am pleased to state that in Chamberlain's Cough Remedy I found prompt relief and after continuing it for a few days was entirely Hawail.

Liked the United States.

MANILA, Oct. 1 .- The Filipino St. Louis Fair Commissioners who hadbeen visiting the United States arrived here today from San Francisco and were escorted, after a water pageant, at the ground and 25 feet at the sum-by procession of 5,000 school children mit. est time of their lives and that they regretted leaving the United States.

Exposition Finances.

ST. LOUIS, Oct. 1.-Another semimonthly payment of \$500,000, on the \$4,600,000 government loan was made today by the management of the Louisiana Purchase Exposition. The total amount paid up to date is \$3,408,149.

Debility

Perhaps you eat enough, yet you do not get much benefit from your food. You keep thin and weak; are tired all the time, and your nerves are in a bad way. Why not strengthen your digestion and get rid of your



From the many military mercapation. Proposed by Mr. J. S. Appr So., Lawell, Mano, B. S. A. MOLLIETER DEUG CO., Aprile.

Ruins of an Ancient Mexican People Discovered.

Ixhuatlan, Mexico, Sept. 10.-The discovery of the ruins of the ancient Otomite captal of Teayo, in the State of Vera Cruz, a month ago, is regarded by archaeologists as an event of the first importance. The site of the city has been sought for three hundred" years, and expedition after expedition had been sent into the table lands or Vera Cruz for the purpose of locating it, but without success.

Yet, strange as it may seem, Teayo has never been without inhabitants. The Otomite Indians have never abandonded the seat of power of their ancestors, but their savage character has heretofore kept explorers from penetrating to their capital,

Teayo was found unexpectedly. The discovery was made by a party of American engineers sent out to prospect for minerals. A friendly Otomite guide was enabled to take them to Teayo by representing them to be enemies of the Mexicans, which is a pasport to the favor of the Otomite Indians.

For fourteen days they travelled through mountains almost unknown even to Mexicans, at times finding it necessary to use machetes to cut their way through the jungle. While the distance from Mexican centres was not great, the obstacles to travel made the journey one of many hardships.

There were dangers from wild beasts to guard against, as the region abounds with tigers, lions and large serpents, such as the Cuatro narices, which the natives gravely assert attains a length of thirty feet and a girth of one foot, and, besides having the power to kill by constriction, is more venemous than the rattlesnake.

This party of Americans were the first representatives of modern civilization to enter the Otomite city of mystery. Those who composed the party were George Lowell Roberts, mining engineer; Herbert Gray, assayer; F. L. Von Roncan, coal expert; and Lawrence MacGregor, Interpreter.

The most interesting of the rulns as yet encountered is the sacrificial tower, a pyramidal structure of quadrangular form, which rises to a height of sixtyfive feet above the ground. The substructure extends forty feet below the

soil. According to tradition the structure in the days of Otomite civilization rose much higher, terminating in a point at

If tradition is right, the original ex-

treme altitude was approximately 200 feet, marking it the most elevated structure of its kind built in Mexico. There is no doubt that it was considerably more than 100 feet above the soil at one time, as is indicated by the great quantity of stones scattered about the country in its vicinity and evidently detached from it. At the level of the ground the north and south sides have a width of 65 feet and the east and west sides, 75 feet. The width of the stairs on the east side is 80 feet

Sophia Davis C Duck (widow) et al to Mary Davis; Partn D; lot 2 of R P 3451, Kul 2099, Ap 2, Kauluwela, Ho-nolulu, Oahu; 31, B 261, p 425. Dated The ancient Otomites, according to vaults. The subterranean works have been compared with the Catacombs in magnitude and the Cretan Labyrinth in intricacy.

The tower was said to be the key to the system. Underground chambers with sculptured walls are numerous. Some of the corridors have been filled with skeletons of victims of religious rites, of criminals, of Aztecs taken captive and executed, and of Spaniards and Mexicans sacrificed on the summit of the tower, by the Otomites of the last five hundred years.

If the traditions of the handful of Savages who comprise the surviving remnant of the Otomite nation are true, the subterranean features of Teayo will prove of great Interest. Thus, at a distance of seven miles from Ixhuatlan there is an opening in the side a precipice which tradition says is the mouth of a tunnel that penetrates the seven miles of hills and mountains intervening between Teayo and the precipies and was constructed for the purpose of providing the Otomites, or at least the imperial family, with a means of exit from the capital in case of

An attempt was made to investigate the junnel many years ago by the Otondtes, but water was encountered at a short distance from the entrance, party is now being organized to make second attempt to explore it.

Sculptures found in Teayo are said a show that the ancient Otomites were far in advance of the Asters and Mayee The expressions of the human Anshuse and Yucatan. In BPL non as represented on stone by Axter and Mayo sculptors were primitive as that the Diamites were silled to the

examples of thurste art.

time of the custosities of Tenyo is the between the living extensive and the tamb of Thackings, the last appears. Mexicate, being only a few shades of the estimates. This was emistrated lighter than the latter. entury or at the time of the statement. Attorpties as shall as Mexicane are of Mexica by the Spanishes under its aiment correct that the fittenites of Cortes Tackings was the first of the incoher times have been being that writes. Thick bears who the first of the monters block have been borne their series of the stillningles in to harried must implease of while because of louted the time absoluted America.

figure from the street posttoris whom work-

strange combination

SKIN TORTURES

And Every Distressing Irritation of the Skin and Scalp Instantly Relieved by a Bath with CUTICURA SOAP

And a single ancieting with Currewaa, the great skin cure and purest of emollients. This is the purest, sweetest, most speedy, permanent, and economical treatment for torturing, disfiguring, itching, burning, bleeding, scaly, crusted, and pimply skin and scalp humours with loss of hair, and has received the endorsement of physicians, chemists, and nurses throughout the world.

Complete Friends and linternal Treatment for Every Humans

Millions of Women

Use Cuticura Soar, exclusively, for pre-serving, purifying, and beautifying the skin, for cleansing the scalp of crusts, scales, and dandruff, and the stopping of failing hair, for softening, whitening, and southing red, rough, and sore hands, in the form of baths for annoying irritations, inflammations, and challings, or too free or offenive perspira-tion, in the form of wishes for ulcerative

Complete External and Internal Treatment for Every Humour,

Consisting of Curreuma Soar, to cleanse the skin of crusts and scales and soften the thickened
cuttlele, Curreuma Cintment, to instantly allay itching, inflammation, and irritation, and soothe
and heal, and Curreuma Itesoryeser, to cool and cleanse the blood. A Single Ser is often
sufficient to cure the most torturing, disfiguring, and humiliating skin, scalp, and blood humours,
with loss of hals, when all else fails. Sold throughout the world. Aust. Depot. R. Towns &
Co., Sydney, N. S. W. So. African Depot. Lennon Ltd., Cape Town. "All about the Skin,
Scalp, and Halt," free. POTER DRUG AND CHEM. COUP., Sole Props., Boston, U. S. A.

tlan cross of mahogany, erected in recent years,

The cross is imbedded in cement a foot thick. On top of it there has been nailed part of a weather vane, includ-ing the brass arrow and the brass letters N and S, all rigidly held together

The arrow and letters were taken from the city hall of the Mexican city of Ixhuatian eight years ago when the Otomites captured it. Not knowing the real significance of the articles, the savages made the next best use of them that they could.

At each corner of the paved area over

the tomb stands a sculptured stone One of these stones is needle shaped and over eight feet high, having many allegorical figures, inscriptions and hieroglyphics. Another represents a prince a third a wise man and the fourth a lady of high degree minus her head. So far there is nothing to indicate

that the ancient Otomites were as sion, no quorum being present, lavish as the Aztecs in the sacrifice of human beings to the gods. That huber filled with the skeletons of victims will attest.

In one way the Otomites of old differconsisted in casting the bodies of the the tower from top to bottom and connected with the subterranean passageways. A great part of this hole is still in perfect condition, and the proximity of its mouth to the sacrificial altar indicates what its purpose was. At the bottom of the hole attendants of the priests disposed of the remains of the

The sculptures show that the Otomites of antiquity pertained more near- been present. ly to the white race than to the Indian. Last night only clerk Avery showed or chocolate colored. The faces have up, and the janitor closed up the features a great deal less Indian in throne room after the clerk had type than those of statues found in the waited half an hour in valu for even Maya ruins of Yucatan. All the figures show craniums rounded and full, ed his weekly fee by being present on indicating ample brain development,

While the foreheads do not manifest by height any very lofty thinking, by breadth, in conjunction with the width of the temples, they impress one with the quickness of perception and the slowness of judgment of the race. shape the eyes resemble those of Caucasians more than of the Hindoos, in this particular differing radically from those of the Aztecs and relatively from those of the Mayas.

The cheekbones do not bulge prominently. It is, however, the nose which proclaims, more than any other feature of the sculbtured Otomite faces, racial superiority of this people over contemporary Aztecs and Mayns,

The Otomite nose was straight, like that of the Romans, to the point, from which the nostrils, of little less than ordinary thickness, sloped upward slightly, but plainly. If the point had been brought forward and upward a little the nose would have been perfeetly Roman.

The mouths of the ancient Otomites were smaller and better formed than those of the Agtees and Mayas. It is only in the laws, whose excessive velopment indicates that brutal detereditation which characterized the Iwe other dominant races of Mexico, that any trail of inferiority is to be noted. is very much less remarkable thun that evidenced by the rulers of

There are many reasons for believing compared with those wrought by the white race. Their account the fairest The foundation stones of the sacri- of Mexican natives. The Yaquis and ficial tover several of which have been Mexas of the State of Scoom alone are brought to the surface, are hotable of lighter complexion, and the Mayas of Yusatan form no more than a first

minuscribe former stand line guards storful articles for the formerina and while purioushing the grands a Chair. Here has no of these fields to Teagle they

COUNTIES?

Commission Has Had No Meeting For a Month.

(From Wednesday's Advertiser) For about five weeks there has been no meeting of the County Act Commis-

The Commission started out bravely human beings to the gods. That hu-man sacrifices were made there is no doubt, as many an underground cham-ber filled with the skeletons of victims and Secretary McCants Stewart. A clerk was selected and for a while no other body had so much work on its ed from the Mayas and Aztecs. The hands. Representative citizens gave conclusion of their sacrificial ceremonies their views on the subject at various consisted in casting the bodies of the meetings, and a deluge of letters from victims into the hole which penetrated, all parts of the islands told the Commissioners at the beginning just how to start county government, how many counties to organize, etc. Then Beckley departed for Molokai after attending about three meetings and he has not been present since. Stewart afterwards left for the mainland, leaving only Cooper, Crabbe and Watson on At no time in the past five weeks have more than two members

one member. However, the clerk earnthe regular meeting night

keep the place in better sanitary condition than most Mexican towns of 2,-000 inhabitants.

On the other hand, they have for centuries carried on a savage warfare with the Mexicans, which has ceased now only on account of their approaching extinction. They have been guilty of the worst atrocities. In 1896 they swooped down upon towns at dead of night and murdered

was the terror which they inspired that the Mexicans abandoned many villages near their settlements. Captives taken by Otomites to Teavo were tortured to death. They were burned, flayed and mutilated. No captives ever returned to tell the tale of

the inhabitants indiscriminately. Such

their treatment. The dwindling and disappearing Teayo which now has scarcely enough in-habitants to defend it against the Mexicans is bound to be the resort of the archaeologists and ethnologists of Mexico in the next few years. As it is said to have had a population of 500,000 in the days of its glory, being as large on the City of Mexico. It may yield up scuiptures and other relies of the past in great numbers. The discovery Teayo practically opens up a new world of speculation.





ARRIVED.

Tuesday, Oct. 11. Stmr. Mauna Loa, Simerson, from Kena and Kau ports, 5:09 a. m. Stmr. Likelike, Naopala, from Maui

and Melekal ports, p. m. Stmr. Nocau, Pederson, from Napoc poo, 2:25 a. m.

Wednesday, Oct. 12. Stmr. Mikahala, Gregory, from Kaual ports, 5:46 a. m. Stmr, Likelike, Napala, from Mau and Molokaj ports, 5:08 a. m.

Thursday, Oct. 13. Stmr. Nilhau, W. Thompson, from Kauai ports, 4:55 a. m. Am. bk. Olympic, Evans, from San

Francisco, 9 a. m. U. S. S. Patterson, Pratt, from Dutch Harbor, 12:30 p. m. P. M. S. S. Siberia, Smith, from San

Stmr. J. A. Cummins, Searle, from Waimanalo and Koolau ports, 5:25 p. m Schr. Ada, from Kauai ports, 8:30

DEPARTED.

Stmr. J. A. Cummins, Searle, for Waiamanalo and all Koolau ports, 7

U. S. A. T. Sheridan, Peabody, for Simr. Kinau, Freeman, for Hilo and

way ports, 12 m. Stmr. Claudine, Parker, for Maui ports, 5 p. m.

Stmr. W. G. Hall, S. Thompson, for Kauai ports, 5:10 p. m. Simr. Kanal, Bruhn, for Maul and

Hamakua ports, 5:20 p. m. Stmr. Noeau, Pederson, for Kaual Stmr. Mikahala, Gregory, for Kaual

ports, 5:25 p. m. P. M. S. S. Siberia, Smith, for the Schr. W. H. Marston, Curtis, for San

Francisco, II a. m. Stmr. Maui, Bennett, for Maui and Hawaii ports, 2 p. m.

PASSENGERS. Arrived.

Per stmr. Mauna Loa, Oct. 11, from Kau, Kona and Maui ports,-From Kau; Father Edward, Father Celestine, Y. Akana, Fred Angus; from Kona ports Father Victor, G. Morse, W. F. Drake, A. Hocking, Mrs. George Clarke, F. L. Leslie, Charles Cowan, Miss Lottle Cowan, Miss Leslie, Frank Gomes; from Maul ports: Mr. Morimoto, Charles Gay, C. Conradt, R. Ivers, Mrs. Nahaolelua Sam Nowlein, A. K. Jones, Wo Chow Father Vangeline and 46 deck.

Per stmr. Mikahala, Oct. 12, from Kauai ports.—Prince Kuhio Kalanlana-S. Mahaulu, D. Kalauokalani Jr., D. Kasuwado, Mrs. Iaukea, Mr Izunota, M. B. Komatsu, S. Decker and \$4 deck.

Per stmr. Likelike, Oct. 12, from Mo lokai ports.-N. K. Pukui, J. D. Mc-Veigh, Rev. F. Maximine.

Departed.

Per stmr. Kinau, Oct. 11, for Hilo and way ports.-T. T. Evermill, wife and two children, J. M. Abbott, E. M. Abbott, C. J. Lloyd, J. T. Lloyd, C. White, W. D. Keyston, Mrs. Mary P. Kekoa and son, Thomas Calaghan, F. Metcalf, H. Deacon, Jared G. Smith, Keyston and daughter, J. A. M. Johnson, Miss Mullen, Miss Sullivan, John Radin, F. J. Cross, Miss Thayer, Miss M. A. Thayer, D. B. Maconichie, C. P. laukea, J. E. Higgins and wife, F. L. Richmond, T. R. Robinson, E. L. Rackwife, E. H. Cant, W. Green, Mrs. ry to the law. Wong Shee.

Per stmr. Claudine, Oct. 11, for Maul ports.-Miss M. Ferguson, Carl Waldeyer and wife, D. K. Hayselden, D. K. Dayton, Mrs. Antone Camacho, Miss Mary E. Kennu, C. W. Ashford, Chang Kim. R. Oberwinner, C. B. Wells, J. L. Fleming, F. H. Jordan.

Per stmr. W. G. Hall, Oct. 11, for Kanal ports.—H. W. M. Mist, A. S. Wilsox and wife, C. V. Sturtevant, J. Frias, Julia Quinn, Rev. E. S. Timoteo Hans Doden, R. M. Isenberg, Mary Richards, I., Kahlbaum.

Going to Midway.

Captain Niblack received an unofficial gablegram yesterday to the effect that the eraiser Ruffolo was to make a trip to Midway before returning to Say Francisco. It is not stated what the mission of the cruiser at Midway is to there in the interests of the cable conpany. It is not known when the ship able that she will not call here after going to Midway.

May Search for Rio.

It is reported that Herbert Young Who has sold all his interests in the business of Young Brow, will attempt to wrest from the sea wane of the are-FAIR that the Wrock of the ill-rated his de Janetra holds, and incidently got some of the treasury that teen slown Mr. Young is very reticen se to lds pions but it is known that he Is an almountly good diver, having game as deep as twenty fathons when the acclinary diver is upually contents ad with ten. He will sail an tin W. H. Maraten today.

Laborers for Midway.

The Rullian will gold for history sittle of the arrived of the Mengelle from Man Manually on the Abb to 24th of the mouth the bell that only the the sable states with right o'clears who My Stating on the Alexandra to made interests as the Marie Stating of the Stating

THE OLD RELIABLE

Absolutely Pure THERE IS NO SUBSTITUTE

GOVERNOR IN KOOLAU

Industrial School Pleases Him---Condition of Roads.

Governor Carter was at his office yesterday afternoon, after returning from his outing on the Koolau side of this island. To an Advertiser reporter he spoke of his jaunt along with several matters of public policy under his consideration.

"In going around the island I paid particular attention to the road, There is some talk of relocating the road from Heela to Kalae, which takes over the hills through Macfarlane's ranch, Ahuimanu. The change would save a mile and give us a better road

"Out of Kaahumanu the road is pretty bad. There are places where the sea meets the land wash. The question is whether to build a road back inland or keep on building embankments.

"The Boys' Industrial School, just the other side of Kahuku, pleased me greatly. Mr. Gibson has done splendidly. There are one hundred boys. In addition to the three buildings erected by the Government, the boys have built a blacksmith shop, a carpenter shop, a two-story barn and a windmill over the spring. They have wired the buildings for electric light, terraced the ground and planted taro patches. They do their own cooking and washing, besides milking the cows.
"It is really fine. There are a hun-

dred boys, who have a chance to be put straight again by a regular life

"The road into Ewa district is getting into fine shape. They have as much money as any other district and ought to have the best roads.

"One thing I find still going on is a lack of appreciation on the part of some of the road boards of the fact C. A. Bruns, S. Stephenson, Mrs. W. D. that the last Legislature passed that citizen labor law. Only last month pay rolls have had to be sent back because it was evident that the law had not been observed. It seems necessary that an example should be made of some of them. There is a penalty fiff, W. S. Madeira, W. G. Hall and of \$10 for every man employed contra-

The Governor spoke of the liquor question on Kauai. Some of the dealers, he intimated, might forfeit their licenses if responsibility was found attaching to them for the illicit traffic on that island. Licensees were expected to aid the police in suppressing the awless traffic

With regard to the Lahainaluna water controversy the Governor thinks the question so complicated that compromise is preferable to litigation that would probably be mending.

The Botters Leaked.

The transport Sheridan almost staid in the Paradise of the Pacific another day. Yesterday morning at an early mur our of her bollers was found to e leaking builty. Machinists were set to work at once and the boiler repaired in time to allow the steamer to sall at If o'clock although she was scheduled to get sway at nine. Several rivers were put in. The Sheridan will not call at Midway this trip.

*** Alameda Due Today.

The "Scaritt" Alamada with if all prelictions do not full stick her noss round Diamond Bond at 4007-17-221 graneferred. clock this marning. This informaomed to set their elucio by her words now know just how to expain a their Imegdecry. The will belog a very fight nall this time invalue of the fifteens. The parasity of the law light. How-ever those little things do not leaven interest to her needend

MINTAKEN PRAGROUS.

Whole are many people who have more to the book and imaging that hele killings are affected, while their mly trouble is shownwithin if the more

NEWS OF THE WORLD FROM THE LATEST COAST FILES

(Front Coast Files.)

SALT LAKE, Oct. 3.—President Jo-seph F. Smith of the Mormon church made an address to the Mormons of Washington County that has caused sensation among the Gentiles of the a sensation among the Centries of the State. The address was delivered at the regular conference of the St. George Stake. Fresident Smith, An-thony H. Lund, one of his counselors, and Apostle Hyrum M. Smith, Presi-dent Smith's son, went from Salt Lake to attend the conference. In his address President Smith spoke of the op-He compared Utah with Judea, where, to their temporal affairs, he said: coming among us to buy land. We should not sell homes and land.

most entirely Mormon. It has been claimed for some time past that Mormon leaders were making addresses in remote portions of the State along the lines followed by President Smith in his speech at St. George. The Mormon question has become more acute than for years past, because of the Smoot case and the formation of an antichurch party in the State.

DANA'S OLD HOME.

GLENCOVE (L.I.), October 4.-Do soris, the famous estate of the late Charles A. Dana for over a quarter century, the place of wonderful horticultural and arboricultural collections that were one of that great editor's son, an agent of the Western Pennsylchief interests in life, is to become the home of Harrold T. White of Brookshome of Harrold T. White of Brookshome and us-Harrold White married ing the meat as an ingredient for chop lyn Heights. Harrold White married Miss Rinh Underhill, Charles A. Dana's granddaughter. Mrs. Dana, the widow of the editor, has been dead about eight

in the sound, connected with the main tain Chinese, land by a causeway. Dosoris is not BARK s the name of the Dana place alone, but of the entire district. The island of of the entire district. The island of the Dana property is known as Dana's island. Mr. and Mrs. Paul Dana also have a house on Dana's island. This, it is understood, has not been affected by the division of the property. Whether all the famous collections of trees, by far the greatest ever gathered in America, has passed to Harrold White is not stated, but it probably will go with the old house.

BURGLAR'S CLEARING HOUSE. CHICAGO, October 3.-Burglary and resson to inspector Supply of the Chi-cago-avenue notice division of one of whale appeared badly injured and ca-five second-hand storekeepers. They are reened around the tug and ship as if alleged to have discovered likely places dazed or angry. Finally it dived and to rob, "tipped" these places to burglars was seen no more. and then acted for them in disposing of the stolen p operty. The gang is alleged where all stelen property was checked off, and to have maintained a secret de-pository, from which the plunder was

Just before it adjourned Saturday, the Grand Jury indicted the following on five charges each of burglary and receiving stolen property: Reuben Frank, sald:
David Isen, Manny Finkelstein, Louis
Lipshitz and Samuel Epstein. The witnesses before the Grand Jury were men who are in the furniture business in who are in the furniture business in outlying districts. The principal complaining witness was F. J. Magerstadt, on Milwaukee avenue, who is a brother of former Sheriff E. J. Magerstadt. When the sweathox was placed in operation, lsen is reported to have weak-ened and to have disclosed the alleged ened and to have disclosed the alleged garian bacilli, abounding throughout "Resolved. That it is the disclosed the disclosed the disclosed the disclosed the alleged garian bacilli, abounding throughout "Resolved. That it is the Cabinet, empow with a seat in the Cabinet, empowed in the cabinet and empowe

BITTEN BY AN ALLIGATOR.

NEW YORK, October a.—The keepers fought desperately with Crino, the largest of twenty-seven illigators in the the menagerie in Central Park today when the saurums were transferred With from summer to winter quarters. With two men at his head and two others for despensia and anomia, behind him the alligator was lifted from EGYPTIAN PHINCE IN AMERICA.

Angered by the touch of his keepers. he began to struggle and before they Egypt, arrived today on the Ehndive of the began to struggle and before they Egypt, arrived today on the Hamburg-could get out of the inclosure he had the fixed himself of the cope about his go immediately to St. Louis for the expans. With open mouth he started his ward Keeper Cook, who, with a yell.

The Prince is portly, fair and extending the prince is portly. of alarm, compad toto a pond, but not before Critto had taken a bite out of his Critto was family conquered and

FOR CATS AND DOGS.

NIW YORK Occider a One hum-dred deading basins for cuts and dear were published to lamp posts in various parts of the city tuday. The muleus for the fond with which they were pur-changed upon contributed by Mrs. Minnos Middlers Tiele.

The ground for the Presention of Crushy to America would be have besing provided during the hist weather, has were delayed by the necessity of impried with the second country. The state of the second state of

ports that when the steamer passed the island of Martinique, on September 30th, Mont Pelee was in furious eruption. The spectacle was witnessed by those on board the Sibun at 2 o'clock in the morni g of the day mentioned, the volcano emitting stupendous black clouds and balls of fire. This accounts for the dust clouds reported to have been seen yesterday throughout the Windward islands.

PARROTS HAVE APPENDICITIS. SYRACUSE (N. Y.), October 6.-The discovery that the parrot is subject to appendicitis has been made at Caposition the Mormon church has met to appendicitis has been made at Ca-with from niembers of other churches, nandaigua. It was revealed at an authe same general conditions came as a great surprise to a number of physicians. One of the parter coming affairs, he said: "The continuous in the his avier." rots in the big aviary on the estate of Mrs. Mary S. Thompson, on the north-eastern extremity of the village, died nomes and tand. We should not self eastern extremity of the village, died to them nor aid them, as they are the after a comparatively brief illness, and enemies of the kingdom of God. I have for the purpose of ascertaining the cause never sought to be a vast land owner, of death a nost mortem examination was but I have never sold an inch of ground made. This proved clearly that the bird to an enemy of God's work." President Smith offers an explanation of his statement by saying he learned many of the Mormons were moving away and he advised them to remain and "not to sell out their home."

miles from the railroad and the population of the region surrounding it is altributed to Sir Walter I suggest that the surrounding it is altributed to Sir Walter I suggest the surrounding it is altributed to Sir Walter I suggest that the surrounding it is altributed to Sir Walter I suggest that the surrounding it is altributed to Sir Walter I suggest that the surrounding it is altributed to Sir Walter I suggest that the surrounding it is altributed to Sir Walter I suggest that the surrounding it is altributed to Sir Walter I suggest that the surrounding it is altributed to Sir Walter I suggest that the surroundin staying at a country house quite recent-ly, when he electrified a dinner party by declaring that, without doubt, ould be a war between England and O.O.O.O.O.O.O.O.O.O.O.O.O.O Russia next spring. It is not only his private opinion, but also that of Lord Kitchener and all of his officials in India, and he added that many big guns were being sent out quietly to India all the time, and every preparation was being made for a long campaign.

CATS IN CHOP SUEY. PITTSBURG, Oct. 6 .- Cats in Pitts burg may rest easier today by reason of the announcement by E. U. Thomp-

sucy will be punished severely. Those living in the Chinese quarter affect indifference in regard to the crumonths. The property has just been sade against them. Evidence of the divided and the Whites take the quaint practice is said to be in the possession of the humane society, which will enand celebrated Dosoris.

Of the humane society, which will en-

BARK STRIKES A WHALE.

TACOMA, Oct. 6.-The German bark Alderberan, which just arrived here from Antwerp, struck a mammoth whale twelve miles off Cape Flattery. The vessel was in tow of the tug Lorne at the time. No one had noticed the whale, which seemed to have been either plowing its way just beneath the surface, or else making a sudden rise to blow. The force of the shock was so great that the crew thought the vessel had struck a rock, and came tumbling out of the forecastle. Some of the sailors began sliding down the sale of the proceeds on up-to-date busi-towline to the tug. The impact sent ness lines has been revealed by the con-the vessel on her beam, and some time fession to Impector Shippy of the Chi- elapsed before the panic subsided. The

THE BACILLUS OF YOUTH.

PARIS, Oct. 6.—Professor Metchnisecond-hand clothing institutions of appointed as Administratrix with the koff's new youth bacillus, based on large cities." Pasteur's theory of the existence of In the following resolution, which H. Deverill, late of Hanalei, Island of removed to different accond-hand stores, cropes, continues to excite han der-removed to different accond-hand stores, sive interest in, the scientific world, where it was sold as "dameged" by fire Metchnikoff is indifferent to this feelinterest in the scientific world. lined: ing. He is certain he has discovered American International Congress of Tu- even if the claim is secured by mortthe long sought secret of indefinite berculosis that it is the imperative duty gage upon real estate, to her, either at longevity. In a statement today he of all civilized governments to take im-

> "Thus far we have simply declared spread of this scourge. And, further, that this remedy destroys what we that it is the sense of this congress might call the intestinal flora which are that every government should appoint notoriously abundant in pernicious mi- a commissioner of the public health

garian baciili, abounding throughout ture of 72 degrees should be taken

NEW YORK, Oct. 5 .- Prince Asiz Hassan, first cousin of the Khedive of American liner Princess Irene. He will an immediately to Mt. Louis for the ex-

The Prince is portly, fair and extrainely agreeable of manner. He retion of European politics, but said good- of a power of sale contained in a catnaturedly whenever asked for an ex- tain mortgage made by Zeluhabera Kaand I am sorry my stay in this coultfor fortun

man than on Egyptian. He weste a comm, in Liber 21' pages 22' to 200, the number be kinded with the Million After and mortgages. After a Wilson to a tief to the fair the Prince will go tends to fair to each mortgage for to man Francisco and then stop for the located of the cot tilens therein named.

THE ALARKAN CARLS.

planted and lived with fresh right) and reshore the second of the results of fields from M and day to the control of fields from M and day the property to do not be resident and the property to do not be resident and the property of the property to do not be resident to the property to do not be resident.

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Crying for Help

Lots of it in Honolulu But of Oahu, in Liber 210 on pages 241 and Daily Growing

Backache is one of the first indications of kidney trouble.

Heed it. what is wanted. Are just what overworked kidneys

need. They strengthen and invigorate the kidney; help them to do their work; never fall to cure any case of kidney of June, 1883, in Liber 118, page 23,

disease. Reed the proof from a Honolulu citi-

Mr. Charles Comey, of Cyclomere street, this city, one of the many persons who have tried Doan's Backache Kidney Pills with great advantage, re "I have been lates his experience thus: a hack driver for a number of years past and this is an occupation in which, through exposure to weathe and much jumping up and down from the vehicle, one is particularly liable to kidney complaint. I suffered myself from a lame back for a long while, and in my anxiety to get rid of it tried several things which did not reach the root of my trouble. An advertisement acquainted me with what grand work Doan's Backache Kidney Pills wer doing, and I got some of them at the Hollister Drug Co.'s store. I used them and with very much profit, for they re

lleved my back wonderfully."

Doan's Backache Kidney Pills are for sale by all dealers or sent by mail on receipt of price, 50 cents per box, by the Hollister Drug Co., Honolulu, wholesale agents for the Hawaiian Islands.

Remember the name Doan's and take

open the cable to the commercial world. This completes the Alaska telegraph system, which has been under construction for the past three years, during which time about 4000 miles of land lines and submarine cable have been constructed and laid, and it brings Nome and Behring straits regions into direct communication with the United States over an all-American route.

This system is the first submarine cable of American manufacture, and its length is sufficient to extend from Newfoundaind to Ireland. A considerable volume of business is already passing over the Seattle-Sitka cable, and the receipts during September, the first full month of operation, amounted to more than \$2000

TO CURE TUBERCULOSIS.

ST. LOUIS (Mo.), Oct. 4 .- At the second day's session of the Congress on Tuberculosis Dr. E. J. Harrick of To-ronto, Canada, declared that there were three precautions to be taken which would assist greatly in the fight of the system against disease germs. principal one of the three, he said, was a liberal use of cold-water baths. His advice to those who fear consumption is to take frequent cold baths. The other means of prevention mentioned are use of much fat meat and out-of-

Governor Garvin of Rhode Island spoke of the sanatoriums in his State to isolate consumptive persons. He said the Government should care for those afflicted with the disease.

Among other speakers were Dr Charles E. Hughes of St. Louis. "Over 450 people die daily in the United States from this disease," said Dr. Hughes in his address, "and one of the most dangerous means of diffusion of tuberculosis is through the pawn shops and

benegicent as well as of injurious mi- was adopted, the main purposes for Kauai, deceased, hereby gives notice crobes, continues to excite half deri- which the congress convened are out- to all creditors of said deceased to pre-

"Resolved. That it is the sense of the medite action for the arrest of In this way we arrest the with a seat in the Cabinet, empowered with adequate authority and means to

Much discussion arose over the questo obtain. A substitute consists of or- tion of establishing municipal sana-To toriums, as an outgrowth of which the

"Resolved. That it is the duty of govthe Balkans. The taste is agreeable, ernment authorities to promote the esbut sugar may be added to suit partic- tablishment and maintenance of muniular palates. Two bowls at a tempera- cipal sanatoriums in which the tuber cular patients may be isolated from daily. If taken regularly many years their relatives and the public, and may be added to one's life, while the where they may be placed under suitremedy is also an almost certain cure able conditions for the cure or arrest for dyspepsia and anemia," of the disease."

COURT NOTICES

ZELUBABERA KAKINA AND WIFE

MORTGAGEE'S NOTICE OF INTEN-TION OF FORECLOSURE AND OF SALE.

Notice is hereby given that by virtue pression of opinion about American Rina and Kani Z. Kukine, his wife, of acomen. "I like them, yes, very much. Kawaihan, Island of Kauai, Territory of Hawali mortgagore to Albert try will not be long. I am not here Whors, morrgonor, of Libue, said In-for fortune." land of Kanal, dated felomer 16, 1800. Prince Hassan looks more like a Got- and recorded in the Register Office to wit non-payment of principal and that all for fun." He says. "I am not judgest when him

Entire is further given that the profe

in the Ahupuaa of Olohena in said Island of Kauai, being the same prembinekatu to said Kani Z. Kakina, dated March 22, 1808, and recorded in the Registry of Deeds in Honolulu, Island

Second: All the right, title, interest and estate of the said Zelubabera Kakina and said Kaai Z. Kakina in and to the Ahupuaa of Wainiha, District of Hanalei, in said Island of Kaual, and in and to the Hui Kuai Alna o It is the kidneys' first cry for help. Wainiha and its property, being the same as described in deed from Josia Doan's Backache Kidney Pills are Lauakeae and his wife, Mrs. Mereana Launkeae, dated January 18, 1883, and recorded in said Registry in Liber 78. pages 167 and 168, and in deed from A. Pahee to said Zelubabera Kakina recorded in said Registry on the 10th day

Terms: Cash, United States Gold Coin. Deeds at expense of purchaser. For further particulars apply to Smith & Lewis, attorneys for Mortgagee, 207 Judd Building, Honolulu. Dated Honolulu, October 7, 1904.

ALBERT S. WILCOX. Mortgagee. 2633-T & F

WATER RIGHTS NOTICE.

BEFORE THE COMMISSIONER OF PRIVATE WAYS AND WATER RIGHTS, ISLAND OF OAHU, COMPRISING THE FOURTH AND FIFTH REPRESENTATIVE DIS-TRICTS.

NOTICE OF WATER CONTRO-VERSY.

By virtue of the authority vested in me as Commissioner of Private Ways and Water Rights for the Island of Oahu, comprising the Fourth and Fifth Representative Districts, Territory of Hawaii. I hereby give notice that on the 21st day of November, A. D. 1904? at the court room of Judge J. T. De Bolt, in the Judiciary Building, at Honolulu, Island of Oahu, I will hear and determine a water controversy begun by Harriet E. Wight, plaintiff, vs. The Dowsett Estate, Limited, Ah Chong, Ah Sam, Chun Loke, Mrs. Kaluka Elekula, John Hookano Manuia, and George Kawahalama Manuia, defendants, to determine the ownership of all waters flowing or entitled to flow in a certain ancient water ditch and lead known as the "Kukulholiilli Ditch," which obtains its water supply from the Nuuanu Stream, which said stream passes down the Nuuanu Valley, Island of Oahu, on the easterly side thereof, and also to determine the apportion-ment of said waters, and to regulate the methods by which said water may be obtained and its supply controlled

for and in behalf of the owners thereof. And I further give notice to each land owner, occupant of land, or any other person having an interest in the controversy aforesaid to attend at the time and place aforesaid to prove their rights in the waters of said ancient ditch, and all other matters in issue in said controversy as aforesaid, or such rights will be adjudicated without such attendance, and they will be defaulted and forever estopped from contesting said adjudication.

Given under my hand this 12th day of October, A. D. 1904.

EMMA M. NAKUINA, Commissioner of Private Ways and Water Rights in and for the Island of Oahu, comprising the Fourth and Fifth Representative Districts. 2633-Oct. 14, 21, 28.

NOTICE TO CREDITORS.

ESTATE OF W. E. H. DEVERILL. The undersigned, having been duly sent their claims, duly authenticated. and with proper vouchers, if any exist, her residence or place of business, withthe in six months from the day of this publication, or within six months from the day they fall due. If not so presented they will be forever barred. And all persons owing the said deceased are requested to make immediate settlement

with the undersigned. SARAH B. DEVERILL. Administratrix With the Will Annexed of the Estate of W. E. H. Deverill,

deceased. Hannlei, Kausi, Oct. 6, 1904. 2633-Oct. 14, 21, 28, Nov. 4

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The most ideal LIVER STOMACH and BOWEL RE-GULATOR and BOWEL RE-ERAGE. ERAGE.

Effervescing, Palatable guaranteed harmless. It will im-mediately relieve and cure Bil-liousness, Constipation, Indigesliousness, Constipation tion and Headache cause, overindulgence in cating, drinking or smoking.

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